

NOVEMBER 17, 2021

Kansas Board of Regents
Curtis State Office Building
1000 SW Jackson, Suite 520
Topeka, KS 66612

2020-2021
Cheryl Harrison-Lee, Chair
Jon Rolph, Vice Chair

KANSAS BOARD OF REGENT MEMBERS:

Bill Feuerborn

Cheryl Harrison-Lee

Mark Hutton

Carl Ice

Shelly Kiblinger

Cynthia Lane

Jon Rolph

Allen Schmidt

Wint Winter

Building a Future

Higher Education's Commitment to Kansas Families, Businesses, and the Economy

1. Helping Kansas families
2. Supporting Kansas businesses
3. Advancing economic prosperity

BOARD GOALS 2021-2022

Approved by the Kansas Board of Regents



BUILDING A FUTURE – HELPING KANSAS FAMILIES

Affordability – On Time Graduation

1. Implement a systemwide general education (GE) package to align programs under a common framework that guarantees seamless transfer and reduces students' cost of attendance.

Success – Degree and Certificate Earned

2. Develop and adopt an attainment goal that considers greater opportunities for traditionally underserved populations and universities' strategic plans for growth and incorporates a framework for a student retention and success model.

Access – College Going Rate

3. Support a growth platform for university and college enrollments that includes strategies to close enrollment gaps for traditionally underserved populations. All state universities and representatives from community colleges and technical colleges will work with the National Institute for Student Success to gather data and conduct an analysis of existing gaps. In addition, the university CEOs and the community and technical colleges will provide an overview of past enrollment initiatives and review their future growth strategies.

Bedrock Goal

4. Monitor universities' implementation of the Capital Renewal Initiative and develop a clear advocacy strategy for state investment in facilities.

GOVERNANCE

Bedrock Goal

5. Study best practices for campus/Universities' Student Health Centers.

Bedrock Goal

6. Task the Governance Committee to continue aligning the Board's CEO evaluation tool with State University CEO goals.

TABLE OF CONTENTS

Item		Page
Meeting Information and Schedule	.....	1
Board Agenda	.....	2
Minutes of Previous Meeting	.....	5
Wednesday Consent Agenda	.....	33
Wednesday Discussion Agenda	.....	76
Other Agendas		
Board Academic Affairs Standing Committee	.....	132
Board Fiscal Affairs and Audit Standing Committee	.....	136
Governance Committee	.....	137
System Council of Presidents	.....	141
Council of Presidents	.....	145
System Council of Chief Academic Officers	.....	149
Council of Chief Academic Officers	.....	152
Resources		
Board Meeting Schedule	.....	156
Deadlines for Agenda Item Submission	.....	156
Board of Regents Committee Listing	.....	157

MEETING INFORMATION AND SCHEDULE

The Kansas Board of Regents will be meeting at the Curtis State Office Building (CSOB) at 1000 SW Jackson, Suite 520, Topeka, Kansas, 66612 in the meeting room indicated. This meeting will be livestreamed at https://www.kansasregents.org/board_meeting_live_stream. Committee meetings will also be livestreamed as noted below at the links provided.

Wednesday, November 17, 2021

Time	Committee/Activity	Location
8:30 am - 9:00 am	System Council of Chief Academic Officers	Zoom
9:00 am or Adjournment	Council of Chief Academic Officers	Zoom
9:00 am - 10:00 am	Governance Committee	Kathy Rupp Room Livestream Link
10:15 am - Noon	Fiscal Affairs & Audit Standing Committee	Board Room Livestream Link
10:30 am - Noon	Academic Affairs Standing Committee	Conference Room B Livestream Link
10:30 am - 11:00 am	System Council of Presidents	Kathy Rupp Room
11:00 am or Adjournment	Council of Presidents	Kathy Rupp Room
Noon - 1:00 pm	Council of Faculty Senate Presidents	Conference Room A
Noon - 1:00 pm	Students' Advisory Committee	Suite 530
Noon - 1:00 pm	Lunch <i>Board of Regents & President Flanders</i>	Kathy Rupp Room
1:00 pm	Board of Regents Meeting	Board Room
6:00 pm	Dinner at Emporia State University <i>Board of Regents and President Flanders</i>	Skyline Room, Memorial Union <i>1 Kellogg Cir, Emporia, KS 66801</i>

MEETING AGENDA

The Kansas Board of Regents will meet in the Board Room located in the Curtis State Office Building at 1000 SW Jackson, Suite 520, Topeka, Kansas, 66612.

Wednesday, November 17, 2021

- | | | |
|--|---|-------|
| I. Call To Order | Regent Harrison-Lee, Chair | |
| II. Approval of Minutes | | |
| A. September 15-16, 2021 Board Meeting | | p. 5 |
| III. Introductions and Reports | | |
| A. <i>Introductions</i> | | |
| B. <i>Report from the Chair</i> | Regent Harrison-Lee, Chair | |
| C. <i>Report from the President & CEO</i> | Blake Flanders, President & CEO | |
| D. <i>Report from Council of Faculty Senate Presidents</i> | Janet Stramel | |
| E. <i>Report from Students' Advisory Committee</i> | Mark Faber | |
| IV. Standing Committee Reports | | |
| A. <i>Academic Affairs</i> | Regent Kiblinger | |
| B. <i>Fiscal Affairs & Audit</i> | Regent Hutton | |
| C. <i>Governance</i> | Regent Harrison-Lee | |
| D. <i>Retirement Plan</i> | Regent Harrison-Lee | |
| V. Approval of Consent Agenda | | |
| A. <i>Academic Affairs</i> | | |
| 1. Act on Request to Offer a Master of Science in Athletic Training – WSU | Daniel Archer,
VP, Academic Affairs | p. 33 |
| 2. Act on Request to Offer a Master of Science in Materials Engineering – WSU | | p. 42 |
| B. <i>Fiscal Affairs & Audit</i> | | |
| 1. Act on Request to Raze Building – PSU | Chad Bristow,
Director of Facilities | p. 49 |
| 2. Act on Amendment to FY 2023 Capital Improvement Request for McPherson Hall – PSU | | p. 49 |
| 3. Act on Amendment to FY 2023 Capital Improvement Request and Approve Program Statement for West Memorial Stadium – KSU | | p. 49 |

- | | | | |
|---|--|--|--------------|
| 4. | Act on Amendment to FY 2023 Capital Improvement Request and Approve Program Statement for Mosier Hall – KSU | | <i>p. 50</i> |
| 5. | Act on Request for Acceptance of Real Property – KSU | | <i>p. 50</i> |
| 6. | Act on Amendment to the FY 2023 Capital Improvement Requests for the Marcus Welcome Center Addition – WSU | | <i>p. 50</i> |
| 7. | Act on Proposed Amendment to Memorandum of Agreement with Pittsburg State University (PSU) and the PSU Chapter of the Kansas National Education Association, Representing Faculty – PSU | Natalie Yoza,
Associate General Counsel | <i>p. 51</i> |
| <i>C. Retirement Plan</i> | | | |
| 1. | Act on Recommended Formula for Deducting Authorized Expenses from Revenue Accounts and Distributing Excess to Retirement Plan Participants and Approve FY 2021 Expenses | Natalie Yoza,
Associate General Counsel | <i>p. 57</i> |
| 2. | Act on Recommendation to Amend the Retirement Plan Committee Charter to Delegate Responsibility for Reviewing Reasonableness of Plan Expenses | | <i>p. 60</i> |
| <i>D. Technical Education Authority</i> | | | |
| 1. | Act on New Program Proposals from Barton Community College, Cloud County Community College, Colby Community College and Washburn Institute of Technology | Scott Smathers,
VP, Workforce Development | <i>p. 62</i> |
| 2. | Act on Excel in CTE Fees for Barton Community College, Cloud County Community College and Washburn Institute of Technology | | <i>p. 69</i> |
| 3. | Act on Promise Act Programs for Barton Community College, Butler Community College, Cloud County Community College, Colby Community College and Washburn Institute of Technology | | <i>p. 71</i> |
| <i>E. Other Matters</i> | | | |
| 1. | Adopt Updated Resolution Transferring Board’s Authority to Exercise Management Control Over Security of Certain Kansas State University Related Classified Information to a Security Executive Committee – KSU | Julene Miller,
General Counsel | <i>p. 73</i> |

VI. Consideration of Discussion Agenda*A. Board Goal*

- | | | |
|--|--------------------------------------|--------------|
| 1. Act on Review of State University Student Health Care Centers | Blake Flanders,
President and CEO | <i>p. 76</i> |
|--|--------------------------------------|--------------|

B. Fiscal Affairs & Audit

- | | | |
|--|---|---------------|
| 1. Receive FY 2023 Housing and Food Service Rate Adjustment Proposals Submitted by State Universities (First Read) | Regent Hutton
Elaine Frisbie
VP, Finance & Administration | <i>p. 80</i> |
| 2. Act on Request to Amend Board Policy Related to Payment of Tuition and Fees | | <i>p. 107</i> |

C. Academic Affairs

- | | | |
|--|--|---------------|
| 1. Act on Changing Board Policy Definition of a Baccalaureate Degree | Regent Kiblinger
Daniel Archer,
VP, Academic Affairs | <i>p. 109</i> |
| 2. Act on Conditional Certificate of Approval for National American University | | <i>p. 112</i> |

D. Other Matters

- | | | |
|---|--|---------------|
| 1. Receive Information on the Impact of the Federal Contractors COVID-19 Vaccination Mandate – State Universities | Julene Miller,
General Counsel | <i>p. 115</i> |
| 2. Receive the Non-Budgetary Legislative Proposals (First Read) | Matt Casey,
Director, Government
Relations | <i>p. 118</i> |
| 3. Act on Request to Name a Building – KSU | President Myers | <i>p. 131</i> |
| 4. Appoint Members to the Pittsburg State University Presidential Search Committee and Approve Committee Charge | Regent Harrison-Lee | <i>p. 131</i> |

VII. Adjournment

MINUTES OF PREVIOUS MEETING(S)

- I. Call To Order Regent Harrison-Lee, Chair
- II. Approval of Minutes
 - A. Approve Minutes

KANSAS BOARD OF REGENTS
MINUTES
 September 15-16, 2021

The September 15, 2021, joint meeting of the Kansas Board of Regents and the Kansas Board of Education was called to order by Chair Cheryl Harrison-Lee at 10:00 a.m. The meeting was held in the Board Office located in the Curtis State Office Building, 1000 S.W. Jackson, Suite 520, Topeka. Proper notice was given according to law.

MEMBERS PRESENT:

- Cheryl Harrison-Lee, Chair
- Jon Rolph, Vice Chair
- Bill Feuerborn
- Mark Hutton
- Carl Ice
- Shelly Kiblinger
- Cynthia Lane
- Allen Schmidt
- Wint Winter

PLEDGE OF ALLEGIANCE
 The Pledge of Allegiance was recited.

WELCOME AND INTRODUCTIONS
 Chair Harrison-Lee stated that this meeting is being conducted in a quasi-virtual format, with the Regents meeting in its Board Room and the members of the State Board of Education meeting in their Board Room. To ensure that the meeting runs smoothly, she requested that all participants mute their microphones. Chair Harrison-Lee stated that participants should ask to be recognized if they have a question or comment and when recognized, the participant should state their name and title so he or she can be identified by the audience.

Chair Harrison-Lee welcomed Chair Jim Porter and the State Board of Education members. Members of the Board of Regents and the State Board of Education introduced themselves.

AMEND AGENDA
 Chair Harrison-Lee amended the agenda to remove the following items: B.2. Receive Information on the Market Value Assets Initiative, C.1. Receive Update on the Advantage Kansas Coordinating Council, and C.2. Receive Information on Redesign Efforts Centered Around Internships/Micro-Internships and Applied Learning Models.

CONSIDERATION OF DISCUSSION AGENDA

INFORMATION ON FOCUS GROUP TOURS THAT WERE CONDUCTED BY THE KANSAS DEPARTMENT OF EDUCATION

In 2015, members of Kansas State Board of Education and Commissioner Watson toured Kansas to gather feedback on the future direction of the state's K-12 education system and the needed skills for a student to be successful. The State Board of Education then used that feedback to shape its Vision Statement – “Kansas leads the world in the success of each student.” This summer, Commissioner Watson and Deputy Commissioner Brad Neuenswander conducted a follow-up tour called the Kansans Can Success Tour. They visited with approximately 4,000 educators, parents, legislators, business leaders, school board leaders, students and community leaders in 50 cities across Kansas. The Tour highlighted the progress that has been made on the State Board of Education's Vision Statement, and Kansans were able to provide feedback on the continued direction of the state's education system. Commissioner Watson stated that in 2015 Kansans identified the following themes as being important – 1) school culture needs to be addressed so that the system values those students who choose to go into a two-year or certification program as much as those attending a four-year institution, 2) the schools must collaborate with businesses in order to prepare students for postsecondary, and 3) schools must reorganize to be student centered. During this year's tour, participants were asked to provide feedback on these themes along with the identified student success skills. Commissioner Watson noted the feedback is being compiled and will be available to the public later this fall.

Commissioner Watson stated the State Board of Education's graduation goal for the state is 95 percent, which if achieved would be the highest in the nation. Over the last five years, the overall graduation rates have increased 2.5 percentage points – 85.7 percent in 2015 to 88.3 percent in 2020, which is the highest rate increase in Kansas history. Graduation rates for subgroups have also increased over the last five years – rates for English language learners have increased 6.5 percentage points (77.2% to 83.7%), rates for students who qualify for free and reduced lunch have increased 3.7 percentage points (77.5% to 81.2%), and rates for students with disabilities have increased 3.1 percentage points (77.2% to 80.3%). Commissioner Watson then reviewed the progress on the Board's “postsecondary effective rate” for each high school graduating class. Effective rate is defined as the percent of students in a graduating high school class who went on to be “successful.” Success is defined as students who meet one of the following four outcomes within two years of high school graduation: 1) earned an industry recognized certification while in high school, 2) earned a postsecondary certificate, 3) earned a postsecondary degree, or 4) enrolled in a postsecondary institution in both the first and second year following high school. The State Board's goal is to have an overall effective rate between 70-75 percent for the state. Commissioner Watson noted that the effective rate has grown by four percentage points in four years to 48 percent but noted the pandemic has impacted the rate in the last couple of years.

Commissioner Watson stated that while on tour, many school districts expressed a desire to have the ability to partner with any college in the state to offer college courses. Chair Porter believes this is an access issue because the colleges do not offer the same courses or programs in every geographic service area, and he would like to work with the Regents to address this issue. President Flanders stated that all the institutions are assigned services areas, which cover the entire State of Kansas, and that the institutions in a service area have primary responsibility for meeting the programming needs of that area as long as the needs are within the institution's mission. He noted that the Regents have a policy that outlines how institutions can offer courses or programs in another service area including an appeal process, which allows the Board President and CEO to allow a college to offer courses outside of its service area. Chair Porter stated that he was not aware of the Board's policy and looks forward to working with President Flanders and Commissioner Watson on this issue.

Regent Schmidt stated there is a group of students who graduate high school but do not pursue a postsecondary education. He asked if there is a way to identify these individuals to determine why they are not pursuing a higher education degree or certificate. Commissioner Watson noted there is no system in place to track students who do not enter the higher education system. Some school districts do reach out to former students, but that process is done at the local level. President Flanders stated that the Kansas College Going Rate continues to decline, and once a student leaves the high school it is difficult to locate them. He noted it is important to inform students and

families of the different educational pathways that are available in the higher education setting while they are still in high school, which is why the Kansas DegreeStats portal was integrated into the students' Individual Plan of Study. Regarding the students who choose not to enter higher education, President Flanders acknowledged that there is no system in place to identify those individuals, but the two Boards could charge their staffs with looking at this issue in more detail. Regent Schmidt believes it is important to not only locate these individuals but to also find out why they chose not to pursue higher education.

Regent Lane asked what the two Boards can do jointly to increase programs like Diploma+ so that high school students have more opportunities to complete college courses and attain college certificates while still in high school. Commissioner Watson believes the Kansas educational systems need to look at policies that will help blend the last two years of high school with the first two years of college to create a four-year transition period. During these years, students can participate in apprenticeship and work-study programs and take concurrent and dual enrollment courses. He also noted that some students will need additional assistance as they move through this transition process. Board Member Haas agrees that it is important to recognize that students come from different backgrounds and have varying support needs. She would also like to look at expanding opportunities for younger students to take college credit courses if they qualify academically. Regent Kiblinger congratulated the Board of Education for their efforts to redesign the eleventh and twelfth grades, and asked how the Boards can work together to help encourage students to pursue educational pathways that align with the needs of the current and future Kansas economy. Commissioner Watson stated it is important to communicate with students that there are multiple education pathways (technical certificate, associate degrees and upper division degrees) that can lead to high wage jobs. He also believes the Boards need to begin discussing the four-year transition period and what it could mean for students.

(PowerPoint filed with Official Minutes)

KANSAS BOARD OF REGENTS NEW STRATEGIC PLAN – BUILDING A FUTURE

President Flanders stated that in 2018 the Kansas Board of Regents began the process of developing a new strategic plan for the Kansas public higher education system. Part of the process included gathering feedback from Kansans on how higher education can best help Kansas families and businesses. Focus group meetings with local business leaders, high school students and parents, and high school administrators were conducted at Dodge City, Garden City, Colby, Hays, and Kansas City. Board staff also met with business leaders in Topeka, Wichita, and Pittsburg. Based on the feedback from these meetings and discussions with the Board and representatives from the different sectors of higher education, the following three messaging pillars were identified: 1) Kansas families, 2) Kansas businesses, and 3) Kansas economic prosperity. President Flanders reviewed the structure of the plan, which contains areas of focus and multiple metrics. He noted that the metrics were developed based on the feedback from Kansans who participated in the focus group meetings. The Kansas Families Pillar contains metrics associated with affordability, access, and success because many high school students and their parents expressed concerns over the cost of attendance and the complexity of filling out all the paperwork associated with applying to an institution including filling out the Free Application for Federal Student Aid (FAFSA) form. The Business Pillar focuses on the talent pipeline and innovation because many business leaders are struggling to find enough qualified workers. President Flanders stated the third pillar, Economic Prosperity, focuses on the Kansas economy. This pillar will emphasize intentional economic development activities on the part of institutions. President Flanders noted that the proposed Board goals for this year directly advance the strategic priorities laid out in *Building a Future's* areas of focus and reviewed a couple of initiatives that are associated with the plan – the adoption of the system's General Education Transfer Package, which will address affordability and access, and working with the Georgia State University's National Institute for Student Success to analyze how the institutions can address the enrollment gaps and increase opportunities for underserved populations.

Chair Porter wanted to know what strategies can be implemented to increase the FAFSA completion rate in Kansas. President Flanders reported that states that have improved their FAFSA completion rate have made it a high school graduation requirement, which the State Board of Education could consider for Kansas. Chair Porter

noted that one of the State Board’s goals this year is to pursue the First 15 credit hours, which would allow more high school students to access college courses at no cost to them. He stated this initiative would align with the Regents’ affordability and access goals and it could be something the two Boards could work on together. President Flanders stated that the Boards have studied the First 15 credit hours and can use that information as a roadmap for this initiative. He believes this is one way to address affordability and improve the Kansas college going rate. Board Member Arnold likes the areas of focus in the Regents’ strategic plan and believes the Boards need to address how to increase student support services to help them understand the different career options. She believes this needs to occur early in their high school career so they can prepare and pursue their chosen educational pathway. The Boards also discussed the pandemic and how it has impacted student learning.

(PowerPoint filed with Official Minutes)

RESULTS OF THE JOINT FAFSA COMPLETION INITIATIVE

Daniel Archer, Vice President for Academic Affairs, stated that in Kansas less than half of 2021 high school graduates (46.9 percent) completed the Free Application for Federal Student Aid (FAFSA) form, which placed Kansas 36th in the nation in FAFSA completion. Louisiana has the highest completion rates at 73.7 percent and has it as a graduation requirement. Vice President Archer stated the Board of Regents partnered with the Kansas Department of Education to create the Kansas FAFSA Challenge to help improve the Kansas completion rate. This program, which started in February 2021, recognizes the high schools with the highest FAFSA completion percentage and the most improved FAFSA completion percentage in each KSHSAA athletic division. Vice President Archer recognized the top schools in each category (listed below) and noted that each of them will receive a commemorative award and will be recognized on the Kansas FAFSA Challenge Webpage for the remainder of this academic year. The Board members congratulated all the winners. Regent Lane asked whether Louisiana implemented additional strategies along with the graduation requirement to increase their numbers. Dr. Archer believes they have multiple strategies, which include targeting certain areas of the state that have low rates and increasing the number of people in the field to help students complete the form. He stated that some Kansas institutions have implemented strategies to address these issues and noted that Kansas State University has a College Advising Corps Program, which is designed to increase the number of first-generation, low-income and underrepresented high school students entering and completing higher education. Dr. Archer stated that KSU places recent college graduates in high schools as college advisers, and these advisers assist students with college admissions and financial aid processes. Currently this program is located in Wyandotte and Johnson Counties, but KSU is planning to expand it to other locations in the state. Regent Lane asked to receive the student FAFSA completion data from the KSU program.

Kansas FAFSA Challenge Award Winners

		FAFSA Completion	
		Highest FAFSA Completion Percentage	
6A	Shawnee Mission East High School	Shawnee Mission	62%
5A	Sumner Academy of Arts & Science	Kansas City	70%
4A	Hayden Catholic High School	Topeka	75%
3A	Southeast of Saline High School	Gypsum	84%
2A	Erie High School	Erie	78%
1A	*Kiowa County High School	Grainfield	100%
	*Wheatland High School	Greensburg	100%
Virtual/Academy	Northeast Magnet High School	Bel Aire	53%

*Both 1A schools tied with 100% FAFSA completion.

Most Improved FAFSA Completion Percentage			Percent Improvement	FAFSA Completion
6A	Dodge City High School	Dodge City	+31%	32%
5A	Basehor-Linwood High School	Basehor	+27%	46%
4A	Winfield High School	Winfield	+36%	41%
3A	Perry-Lecompton High School	Perry	+76%	59%
2A	Syracuse High School	Syracuse	+122%	48%
1A	Udall High School	Udall	+176%	79%
Virtual/Academy	Lawrence Virtual High School	Lawrence	+76%	26%

(PowerPoint filed with Official Minutes)

NEXT STEPS FOR THE JOINT PARTNERSHIP BETWEEN THE BOARD OF REGENTS AND THE STATE BOARD OF EDUCATION

Chair Porter believes the State Board of Education and the Kansas Board of Regents can work together on the following issues: 1) addressing access concerns related to college service areas, 2) increasing the FAFSA completion rate in Kansas, and 3) pursuing the First 15 credit hour initiative. He stated the leadership for the Regents (Chair Harrison-Lee, Vice Chair Rolph, and President Flanders) can meet with the leadership for the State Board (Chair Porter, Vice Chair Waugh, and Commissioner Watson) to develop an action plan for these items, which will be presented to each Board at their next meeting. Regent Lane asked that the group also look at developing an action plan to address student preparedness and how to accelerate the use of co-requisite courses. Regent Kiblinger believes the Boards need a plan to increase the awareness of the Excel in CTE initiative and asked that the leadership include this on the list. Chair Harrison-Lee concurred with Chair Porter's recommendation on having the leaders of the two Boards meet to discuss these topics.

ADJOURNMENT

Chair Harrison-Lee adjourned the meeting at 11:30 a.m.

RECONVENE

Chair Harrison-Lee reconvened the Board of Regents meeting at 9:47 a.m. on Thursday, September 16, 2021.

MEMBERS PRESENT:

Cheryl Harrison-Lee, Chair
 Jon Rolph, Vice Chair
 Bill Feuerborn
 Mark Hutton
 Carl Ice
 Shelly Kiblinger
 Cynthia Lane
 Allen Schmidt
 Wint Winter

APPROVAL OF MINUTES

Regent Schmidt moved that the minutes of the June 16-17, 2021 regular meeting, July 16, 2021 special meeting, July 27-29, budget workshop and retreat, and August 18, 2021 special meeting be approved. Following the second of Regent Rolph, the motion carried.

INTRODUCTIONS

President Scott introduced Pittsburg State University's leadership for the 2021-2022 academic year: Katie George, Chief of Staff; Dr. Shawnee Hendershot, Faculty Senate President; Mary Meier, Unclassified Professional Staff

President; Jeannice Parker, University Support Staff Senate President; and Kaedra Brenner, Student Body President. President Garrett introduced Emporia State University's shared governance team for this year: Brenda Koerner, Faculty Senate President; Lucy Steyer, Student Body President; Greg Larson, University Professional Senate President; and Douglas Cushenbery, University Support Staff Senate President. President Muma announced that Zach Gearhart is his new Chief of Staff and thanked his former Chief of Staff, Anna Clark, for her service.

GENERAL REPORTS

REPORT FROM CHAIR

Chair Harrison-Lee reported that the Board had a productive retreat and budget workshop in July. The Board received information on the university budgets, identified potential Board goals for this year, and discussed the next steps for the Board's Capital Renewal Initiative and different initiatives associated with *Building a Future*. Chair Harrison-Lee stated that she recently toured the University of Kansas and the KU Medical Center. She thanked Julie Murray, David Cook, and Dr. Simari for showing her around and believes the Board will be impressed with the activities on these campuses when the Regents visit them next month. Chair Harrison-Lee also met with the leaders at Johnson County Community College and Kansas City Kansas Community College and noted the return on investment that students and the State of Kansas receives from the colleges is worth promoting. Chair Harrison-Lee reported that this year, she believes it will be critical for the Board to tackle the following items, which are directly associated with *Building a Future*: develop a dashboard to track the metrics in the plan so the public and system can track the progress being made, look at strategies to close the enrollment gaps for underserved populations, and develop a unified communication plan on the Board's unified budget request. Chair Harrison-Lee stated that she looks forward to working with her fellow Regents and the institutions to advocate for and advance the Kansas higher education system.

REPORT FROM PRESIDENT AND CEO

President Flanders provided an update on the administration of the COVID relief funds. The Treasury Department's Coronavirus Relief Fund from the 2020 CARES Act sent billions to the states to respond to the pandemic. From the Kansas allocation, the Board was awarded \$67.4 million. In order to prepare for the future federal audit of the state's use of those funds, the Recovery Office engaged an audit firm to ensure local governments and state agencies have adequate documentation of how they used the money. The Board Office provided numerous documents in December and more in July. The Recovery Office reviewed the documentation and found no concerns and had no specific recommended best practices relative to the program files/invoices. They made a few recommendations on incorporating even more information within the closeout files, which Board staff will take under consideration. President Flanders recognized Kitty DeMars, Associate Director of Accounting, who was the point person with all of the public institutions, which were subrecipients of our CRF money. President Flanders also reported that last month he presented information on *Building a Future* to the Wichita State Foundation Board and noted that Regents Rolph and Hutton were also at the meeting. The group discussed the importance of forming strategic partnerships with the business community.

REPORT FROM COUNCIL OF FACULTY SENATE PRESIDENTS

Janet Stramel presented the Council of Faculty Senate Presidents report. The Council reviewed the Credit for Prior Learning guidelines and will provide its feedback to the System Council of Chief Academic Officers at their November meeting. The Council discussed how the COVID-19 pandemic has impacted teaching, research, and faculty moral. Since the beginning of the pandemic, faculty have had to adjust their teaching methods to include multiple modalities. They have not been able to network because of travel restrictions, and some have chosen to stop their tenure clock, an option that was offered by the universities pursuant to Board policy. All of these factors have caused higher stress levels in the workforce. The Council requested that the Board prioritize faculty and advocate for more investment in human capital because it is the key to growth, development and competitiveness. Additionally, the Council discussed the proposed amendments to the Board policy that defines baccalaureate degree, which will allow universities and colleges to enter into transferer agreements that make programmatic

exceptions to the requirement that a minimum of 60 semester credit hours be from institutions that have a majority of degree conferrals at or above the baccalaureate level. Dr. Stramel noted that not all members of the Council support raising the number of credit hours that can transfer from a college to a university. However, the Council believes the universities should have the option to implement this provision, if it is adopted, because it will not work for all programs. Dr. Stramel also thanked the Board for breakfast this morning. The Council members enjoyed the dialogue and look forward to working with the Board this year.

REPORT FROM STUDENTS' ADVISORY COMMITTEE

Mark Faber presented the Students' Advisory Committee report. The Committee discussed potential goals for this year, which include increasing student engagement, expanding legislative interactions, and reviewing student health insurance. Regarding student engagement, the Committee decided to work on this issue at the campus level because each campus has different struggles, and a system approach would not be effective. However, the Committee will report out efforts and share strategies that are being implemented. The student health insurance goal centers around the idea that all students should receive appropriate and equal healthcare opportunities. The Committee is passionate about this goal and noted that the Wichita State Study Body President has been working on this issue. For the upcoming legislative session, the Committee wants to increase student interaction with legislators specially with those legislators who are in their voting districts. The Committee formed a subcommittee of its student legislative affairs directors and asked them to formalize a plan to increase communication with legislators and to plan the students' Higher Education Day at the Statehouse. This group will also work on the Committee's initiative to make the national election day a holiday.

STANDING COMMITTEE AND OTHER REPORTS

ACADEMIC AFFAIRS

Regent Kiblinger presented the Board Academic Affairs Standing Committee report. The Committee approved a change to the baccalaureate definition that will allow all universities to accept more than 60 hours from two-year colleges. This will be reviewed by the Board in November. Regent Kiblinger noted the changes to the policy will be permissive. The Committee approved a request from Salina Area Technical College to change its performance agreement and reviewed academic program information and enrollment information. Board staff provided an update on the Apply Kansas initiative. The Committee received information on the direct support professional initiative that Regent Schmidt is working on and heard an update on the activities of the Advantage Kansas Coordinating Council.

FISCAL AFFAIRS AND AUDIT

Regent Hutton reported that the Fiscal Affairs and Audit Standing Committee finalized its work plan for the year, which will include reviewing the progress of the Capital Renewal Initiative. Board staff reviewed those sections of Board policies that are relevant to the work of the Committee, which focuses primarily on the state universities' finances and facilities. The Committee received information on the annual internal audit of the Alumni Account and was pleased to hear that all transactions were reviewed and found to have no discrepancies and that all transactions were consistent with the allowed uses of the funds. The Committee discussed and approved a proposed change to Board policy with regard to students enrolled at state universities with an outstanding balance. The policy change will be brought to the Board at the November meeting.

The Committee then reviewed the items on the Board's agenda related to Fiscal Affairs and Audit. Regent Hutton noted the majority of the Committee's meeting focused on the Board's unified budget request, and the Committee agreed that the request should be focused on those items tied to the Board's strategic plan's outcomes that demonstrate how additional state investment would benefit Kansans and the state's economic well-being. Regent Hutton stated the Committee drafted a recommendation on the budget request for the Board to consider, and he will share it when the Board considers that discussion item later today.

GOVERNANCE

Regent Harrison-Lee reported that the Governance Committee adopted its agenda and schedule for the year. Kansas State University and Wichita State University presented changes to their campus safety and security procedures, which were approved by the Committee. Board staff notified the Committee that the six state universities timely submitted their certifications related to the Board's Free Speech Resolution. The Committee discussed developing a policy on the process for naming a university campus and approved an external discretionary funds management review contract and a student loan servicing contract for President Flanders' execution. President Flanders gave an overview on proposed changes to the Board's strategic plan, which will be presented to the Board later today. The Committee also discussed the university CEO search process, and approved the staff's recommendations on the Regent's conflict of interest disclosure statements, which will be considered by the Board later today.

APPROVAL OF CONSENT AGENDA

Regent Hutton moved, with the second of Regent Ice, that the Consent Agenda be approved. The motion carried.

*Fiscal Affairs & Audit***AMENDMENTS TO THE FY 2023 CAPITAL IMPROVEMENT PLAN AND UPDATE TO TOTAL PROJECT COST AND FUNDING SOURCES FOR WEDE PHYSICAL EDUCATION BUILDING MAINTENANCE AND IMPROVEMENTS – PSU**

Pittsburg State University received authorization to amend its FY 2023 Capital Improvement Plan to increase the total project cost for the Weede Physical Education Building Maintenance and Improvement project. The increase is due to higher than estimated equipment and construction costs. The Board originally approved the project and program statement in March 2021 and the total project cost was estimated at \$1,902,000, which will be funded by private gifts. The new project cost is estimated at \$2,170,000. The additional \$268,000 will be funded with University reserves.

AMENDMENTS TO THE FY 2023 CAPITAL IMPROVEMENT PLAN AND APPROVAL OF PROGRAM STATEMENT FOR VOLLEYBALL AND OLYMPIC TRAINING CENTER — KSU

Kansas State University received approval to amend its FY 2023 Capital Improvement Plan to include the construction of the Volleyball and Olympic Training Center. The estimated cost of the project is \$43.2 million and will be funded from donations to the K-State Athletics Building Champions Campaign and K-State Athletic Operational Funds. The project program statement was also approved.

AMENDMENTS TO THE FY 2023 CAPITAL IMPROVEMENT PLAN AND APPROVAL OF PROGRAM STATEMENT FOR INDOOR FOOTBALL PRACTICE FACILITY — KSU

Authorization was given to Kansas State University to amend its FY 2023 Capital Improvement Plan to include the construction of the Indoor Football Practice Facility. The estimated cost of the project is \$31.7 million. It will be funded with donations made to the K-State Athletics Building Champions Campaign and K-State Athletic Operational Funds. The project program statement was also approved.

AMENDMENTS TO THE FY 2023 CAPITAL IMPROVEMENT PLAN AND APPROVAL OF AMENDED PROGRAM STATEMENT FOR RAZING OLIVER RESIDENCE HALL — KU

The University of Kansas received approval to amend its FY 2023 Capital Improvement Plan to include the razing of Oliver Hall. This project will reduce the University's Student Housing deferred maintenance backlog. The estimated cost of the project is \$2,200,000, which will be funded with Student Housing and Transportation Services funds. KU is planning to begin work

on this project during the summer of 2022. The project program stamen was also approved for this project.

AMENDMENTS TO THE FY 2023 CAPITAL IMPROVEMENT PLAN FOR DISTRICT CHILLED WATER PLANT — KU

The University of Kansas received authorization to amend its FY 2023 Capital Improvement Plan to change the project budget for the District Chilled Water Plant. The original funding for this project listed Educational Building Funds (EBF) funding of \$1,000,000 in previous years, \$500,000 in FY 2023, \$2,000,000 in FY 2024 and \$2,500,000 in FY 2025. With additional internal funding for deferred maintenance this year, KU is changing the funding to \$1,000,000 of EBF in previous years, \$2,500,000 in KU funds in FY 2022 and \$2,500,000 of EBF funding in FY 2023.

AMENDMENTS TO THE FY 2023 CAPITAL IMPROVEMENT PLAN AND APPROVAL OF PROGRAM STATEMENT FOR CENTRAL BOILER PLANT — KUMC

The University of Kansas Medical Center received approval to amend its FY 2023 Capital Improvement Plan to add the redesign and replacement of the central boiler plant at Applegate Energy Center project. The estimated cost of the project is \$11,279,295 but a more precise estimate will be known when the project is put out to bid. Deferred maintenance funding will be used to finance the project beginning in FY 2023. The program statement for this project was also approved.

ANNUAL BUDGET FOR MILL LEVY — WSU

The Wichita State University FY 2022 mill levy budget proposed by the WSU Board of Trustees was approved. Property tax revenues are estimated at \$8.4 million with a contingency set as \$300,000 and the budget includes expenditures totaling \$8.9 million, which is \$83,278 more than FY 2021. The budget is as follows:

**Wichita State University
City of Wichita/Sedgwick County Mill Levy Budget
Fiscal Year 2022 Budget**

	FY 2021	FY 2022	Amount of
Revenues	Budget	Budget	Change
Mill levy Revenue	\$8,445,583	\$8,576,861	\$131,278
Interest	50,000	2,000	(48,000)
Contingent Revenue	300,000	300,000	--
Total Revenue	\$8,795,583	\$8,878,861	\$83,278
Expenditures			
Capital Improvements			
WSU Innovation Campus	\$2,834,244	\$2,831,567	(\$2,677)
Building Insurance	20,600	20,600	--
Total Capital Improvements	\$2,854,844	\$2,852,167	(\$2,677)
Student Support			
WSU Tech Support	\$800,000	\$800,000	\$--
Undergraduate Support	3,872,260	3,949,705	77,445
Graduate Support	425,479	395,229	(30,250)
Public Policy and Management Center Support	--	38,760	38,760

Total Student Support	\$5,097,739	\$5,183,694	\$85,955
Economic and Community Development			
Interns – City/County	\$136,000	\$136,000	\$--
Business and Economic Research	150,000	150,000	--
City Government Services	100,000	100,000	--
County Government Services	100,000	100,000	--
Total Economic and Community Development	\$486,000	\$486,000	\$--
University Research and Support Services			
Organization and Development	\$57,000	\$57,000	\$--
Total Research and Support Services	\$57,000	\$57,000	\$--
Contingency			
Contingency	\$300,000	\$300,000	\$--
Total Contingency	\$300,000	\$300,000	\$--
Total Expenditures	\$8,795,583	\$8,878,861	\$83,278

Technical Education Authority

NEW EARLY CHILDHOOD EDUCATION DEGREE INCLUDING THE EXCEL IN CTE FEES ASSOCIATED WITH THE DEGREE AND REQUEST TO ADD IT TO THE APPROVED PROMISE ACT LIST – SALINA AREA TECHNICAL COLLEGE

Salina Area Technical College received approval to offer a Technical Certificate A (17 credit hours), Technical Certificate A (19 credit hours), Technical Certificate B (33 credit hours), and Associate of Applied Science degree (62 credit hours) in Early Childhood Education (19.0708). The estimated initial cost of the program is \$75,500, which will be funded with the College’s general fund. The Excel in CTE fees for the program, which are listed below, were also been approved. This program has also been approved as a promise eligible program under the Kansas Promise Scholarship Act.

Institution Name:	Salina Area Technical College
Program Title:	Early Childhood Education
Program CIP Code:	19.0708

Please list all courses within the program and any fees associated to those courses: Only list costs the institution charging students. Do not duplicate expenses.

Course ID	Short Description	Amount
ECE 109	Certificate A Graduation Fee	\$17
ECE 129	Certificate A Graduation Fee	\$19
ECE 140	AAS degree Graduation Fee	\$26

Please list items the student will need to purchase on their own for this program: Institution is not charging students these costs, rather students are expected to have these items for the program.

Item	Short Description	Estimated

		<i>Amount</i>
Textbooks	Textbooks for required courses	\$475
Uniform	Shirt to be worn to observations and practicums in area centers/preschools	\$25

Other Matters

UPDATED RESOLUTION TRANSFERRING BOARD'S AUTHORITY TO EXERCISE MANAGEMENT CONTROL OVER SECURITY OF CERTAIN UNIVERSITY OF KANSAS RELATED CLASSIFIED INFORMATION TO A SECURITY EXECUTIVE COMMITTEE – KU

The updated Resolution transferring the Board’s authority to exercise management control over certain classified information to a Security Executive Committee at the University of Kansas was approved. The Resolution was updated to add the new members of the Board and revise the references to the Department of Defense regulatory requirements.

(Resolution filed with Official Minutes)

UPDATED RESOLUTION TRANSFERRING BOARD'S AUTHORITY TO EXERCISE MANAGEMENT CONTROL OVER SECURITY OF CERTAIN KANSAS STATE UNIVERSITY RELATED CLASSIFIED INFORMATION TO A SECURITY EXECUTIVE COMMITTEE – KSU

The updated Resolution transferring the Board’s authority to exercise management control over certain classified information to a Security Executive Committee at Kansas State University was approved. The Resolution was updated to add the new members of the Board and revise the references to the Department of Defense regulatory requirements.

(Resolution filed with Official Minutes)

UPDATED RESOLUTION TRANSFERRING BOARD'S AUTHORITY TO EXERCISE MANAGEMENT CONTROL OVER THE WICHITA STATE UNIVERSITY NATIONAL INSTITUTE OF AVIATION RESEARCH (NIAR) RELATED CLASSIFIED INFORMATION TO A SECURITY EXECUTIVE COMMITTEE – WSU

The updated Resolution transferring the Board’s authority to exercise management control over certain classified information to a Security Executive Committee at Wichita State University was approved. The Resolution was updated to add the new members of the Board and university staff and revise the references to the Department of Defense regulatory requirements.

(Resolution filed with Official Minutes)

APPOINTMENTS TO THE VARIOUS BOARD COMMITTEES AND THE WASHBURN BOARD OF REGENTS

The following appointments were approved:

Standing Committees

Academic Affairs

Fiscal Affairs and Audit

Governance

Shelly Kiblinger – Chair
 Jon Rolph
 Allen Schmidt
 Wint Winter

Mark Hutton – Chair
 Bill Feuerborn
 Carl Ice
 Cynthia Lane

Cheryl Harrison-Lee – Chair
 Bill Feuerborn
 Jon Rolph

Regents Retirement Plan

Cheryl Harrison-Lee – Chair

Board Representatives and Liaisons

Education Commission of the States	Cheryl Harrison-Lee
Postsecondary Technical Education Authority	Mark Hess Keith Humphrey Mike Johnson Rita Johnson
Midwest Higher Education Compact (MHEC)	Allen Schmidt
Washburn University Board of Regents	Allen Schmidt
Transfer and Articulation Advisory Council	Shelly Kiblinger
Governor’s Education Council	Allen Schmidt
Advantage Kansas Coordinating Council	Cynthia Lane Shelly Kiblinger

University Subcommittees 3 Regents per committee

Kansas State University
Emporia State University
 Mark Hutton – KSU Chair
 Cynthia Lane – ESU Chair
 Wint Winter

University of Kansas
Fort Hays State University
 Jon Rolph – KU Chair
 Allen Schmidt – FHSU Chair
 Carl Ice

Wichita State University
Pittsburg State University
 Shelly Kiblinger – PSU Chair
 Bill Feuerborn – WSU Chair
 Cheryl Harrison-Lee

CONSIDERATION OF DISCUSSION AGENDA

Strategic Plan

INFORMATION ON BUILDING A FUTURE UPDATES

President Flanders stated the structure of the Board’s strategic plan, *Building a Future*, is unique because it focuses on the Kansas higher education system’s commitment to Kansas families and businesses, and the economy. It was developed to be flexible so that metrics and strategies to achieve metrics can be added or revised as the higher education system evolves. President Flanders stated that at the retreat, the Board discussed incorporating an attainment goal and the Facilities Capital Reviewal Initiative into the plan. For the attainment goal, President Flanders noted the public higher education system will be responsible for a portion of the goal and stated the Advantage Kansas Coordinating Council is working on pinpointing that number. President Flanders plans to work with Regent Kiblinger and Regent Lane on the attainment goal and hopes to bring a recommendation back to the Board in the near future. When the Board does adopt its attainment goal, the recommendation is to incorporate it into the plan as a bedrock goal, which is a goal that underpins all pillars. President Flanders then reported that deferred maintenance is currently in the plan under the Success Area of Focus. However, since the scope of the

Board's initiative has grown, he recommends making the Facilities Capital Renewal Initiative a bedrock goal because it impacts the work under all three pillars. Additionally, President Flanders discussed adding tuition and fees under the Affordability Area of Focus because over the last several years, the system has focused on keeping the rates as low as possible. He stated the Board should express its commitment to keeping rates low, while also acknowledging that it is dependent upon the level of state support.

President Flanders also reviewed the recommendations for distributing the Governor's Emergency Education Relief Fund round two program (GEER 2), which are tied to the strategic plan: 1) \$5,000,000 to address enrollment gaps, 2) \$4,500,000 to improve student well-being, 3) \$2,000,000 to improve FAFSA completion and College Going Rates, 4) \$30,000 to expand the use of Open Educational Resources (OER), and 5) \$148,709 to administer the funds.

Regent Winter asked for clarification on whether *Building a Future* contains specific action steps to make progress on the metrics. President Flanders stated the promising practices under the metrics are either system or sector-wide initiatives that can be implemented to drive progress on the metrics. Regent Schmidt suggested the Board receive routine updates on the plan and would like it incorporated into the meetings. President Flanders stated it is important to show that the Board's work is associated with the plan and encourage the Board committees to link their activities to the plan. The Board discussed the development of a dashboard to track the progress on metrics. President Flanders noted that data often lags behind so it can be difficult to evaluate movement in real time for some of the metrics but believes there should be continued discussion on developing a dashboard for the plan. Regent Lane stated that the Kansas higher education system is an economic driver in the state and wanted to know if there is a way to show its impact. President Flanders stated in the past the system has conducted economic impact studies that show its impact, but those results have not carried much weight with elected officials. He stated that with the Engineering Initiative, the system gathered data (average salary, income tax, and sales tax) on the students who graduated and stayed in Kansas. The results showed that these individuals generated \$3.5 million more than what the state was investing annually. President Flanders believes expanding this method to other programs would be an affective way to show the impact of the higher education system. Regent Schmidt expressed that it is important for the system to start taking credit for its successes, which will show its impact.

(PowerPoint filed with Official Minutes)

BOARD GOALS FOR 2021-2022

Regent Harrison-Lee stated the Board identified the below goals at the July retreat that advance the strategic priorities adopted in *Building a Future*.

BUILDING A FUTURE – HELPING KANSAS FAMILIES

Affordability – On Time Graduation

1. Implement a systemwide general education (GE) package to align programs under a common framework that guarantees seamless transfer and reduces students' cost of attendance.

Success – Degree and Certificate Earned

2. Develop and adopt an attainment goal that considers greater opportunities for traditionally underserved populations and universities' strategic plans for growth and incorporates a framework for a student retention and success model.

Access – College Going Rate

3. Support a growth platform for university and college enrollments that includes strategies to close enrollment gaps for traditionally underserved populations. All state universities and representatives from community colleges and technical colleges will work with the National Institute for Student Success to gather data and conduct an analysis of existing gaps. In addition, the university CEOs and the community

and technical colleges will provide an overview of past enrollment initiatives and review their future growth strategies.

Bedrock Goal

4. Monitor universities' implementation of the Capital Renewal Initiative and develop a clear advocacy strategy for state investment in facilities.

GOVERNANCE**Bedrock Goal**

5. Study best practices for campus/Universities' Student Health Centers.

Bedrock Goal

6. Task the Governance Committee to continue aligning the Board's CEO evaluation tool with State University CEO goals.

Presidents Scott and Myers expressed concerns with the timing of the student health center study goal because the staff in these centers are working long hours to address the pandemic and will not have the manpower available to address data requests that may come from the proposed taskforce. President Myers is also concerned that the makeup of the taskforce does not include anyone from the universities that has knowledge on how the student health centers operate. He believes looking at best practices to address student safety and keeping costs down for students are important but would like the Board to delay this study. Some of the other university CEOs also expressed their concerns over the timing of the study.

Regent Hutton stated that during the June meeting, the Board discussed fees associated with student health centers. State university students are paying \$14 million annually in health fees, while \$4 million was derived from health insurance companies and \$2 million from student co-payments each year. He believes a higher portion of costs should be covered by insurance and is also concerned with student safety, which has been a national topic. Regent Hutton does not believe this study would impede the work at the centers because the data should already be available and stated that it is not an attack on the quality of care that the university health care professionals are offering. He believes it is the Board's responsibility to look at these issues, which is why he will offer a motion to form this taskforce at the appropriate time. Regent Hutton also noted that he is not against adding a university representative to the taskforce. Regent Winter respects the position of the university CEOs but is in favor of moving forward with the study because it is critical for the Board to gather information on these topics to determine if additional steps need to be taken. It was noted that the University of Kansas recently changed how its student health care center operates. Chancellor Girod stated that KU collaborated with The University of Kansas Health System and Lawrence Memorial Hospital (LMH Health) but noted the resources available to KU are different than what might be available to the other universities. Regent Ice believes the university CEOs need to be involved with the development of this study.

Following discussion, Regent Rolph moved to approve the Board goals for 2021-2022 as presented. Regent Lane seconded and the motion carried.

Regent Hutton stated he appreciated the discussion on the health centers and moved that the following actions be taken to evaluate the current student healthcare systems at each of the state universities in regard to student safety and economic efficiency:

1. Appoint a Student Healthcare Task Force to commission and evaluate an independent study of the healthcare delivery system at WSU, KSU, FHSU, ESU, PSU and KU, excluding KU-Med. This report should include but is not limited to the analysis of current exposures related to student safety, comparison of the current cost of healthcare delivery when compared to industry recognized costs, and the impact of

increasing third party insurance claims on the system's operating costs and reliance on student fees. Evaluation of the current system in regard to the impact on our minority student population and the delivery of mental health services is specifically requested. This study should begin as soon as possible with the initial report due to the task force by the end of November 2021.

2. Upon receipt of the independent study, the task force shall evaluate the findings of the study, engage the universities' staff and students for their opinions and input on the report findings, and consult with other industry and educational resources deemed appropriate by the task force to arrive at action steps and recommendations to be presented no later than the Board meeting to be held in February 2022.
3. That sufficient KBOR staff be allocated to fully support the activities and requests for information and data by the committee or their consultants and that sufficient financial resources not exceeding \$100,000 be made available to fund the cost of the independent study and support the work of the task force.
4. That at each subsequent KBOR meeting a report be provided on the progress status of this task force, including communication of any issues that is impeding its progress.
5. The following individuals are hereby appointed to the task force:
 - Dr. Debbie Haynes – Chair
 - Mark Finucane
 - Lauren Lucht
 - Russell Rein
 - Brian White
 - Steve Kelly
 - Bob Copple
 - A university representative chosen by the six state universities

Regent Winter seconded and then asked President Flanders whether Board staff has the capacity to staff this taskforce. President Flanders stated other projects would need to be delayed in order to free up staff time or he would need to hire an individual for this project. Regent Kiblinger asked how the \$100,000 budget was going to be funded. President Flanders stated that funds may need to be reallocated or other projects may need to be delayed. Regent Feuerborn does not believe this is the right time to conduct this study and concurs with the university CEOs that it should be delayed. Regent Lane supports the concept of the study but wants more information on the scope of work that the taskforce will be performing and wants a better understanding of the staffing demands that the work will require. Regent Schmidt stated he wants more time to review the proposal and asked that this item be tabled until the November meeting so Board staff can bring additional information on how this process will work. Regent Harrison-Lee clarified that there is a current motion on the floor that has been seconded but not voted on and asked Regent Hutton if he wants to consider Regent Schmidt's suggestion. Regent Hutton stated he feels an urgency to move forward with the taskforce but does not want to force it on the Board if individual Regents need more time. He withdrew his motion with the understanding it will be presented at the November meeting for action and requested that Board staff bring back information on the impact of this request. Regent Winter stated this taskforce is being asked to look at the legal risk associated with the operations of the student health centers and evaluating the reimbursement processes from third parties. He noted that neither of these tasks should require extensive research or involve data requests at the campus level at this point in time. He believes the taskforce should be formed so that preliminary work can begin and declined to withdraw his second to Regent Hutton's motion. It was noted the original motion is still on the floor. President Flanders stated that in order for him to bring additional information back to the Board in November, the Board would need to appoint the taskforce chair so that he can work with her to develop a scope of work.

Regent Winter asked Regent Hutton to amend his motion to include the following items: 1) appoint the taskforce members, 2) direct the taskforce to begin preliminary work and develop a scope of work but note they are not to contact the campuses unless directed by the Board, and 3) direct the taskforce chair to communicate with and receive feedback from the university CEOs regarding the scope of work to be performed. Regent Hutton accepted Regent Winter's amendment and noted that the scope of work would be presented to the Board in November for action. Regent Ice believed that only the taskforce chair should be appointed so that she can work with President Flanders on the scope of work. Then if the Board agrees with the scope of work it can appoint the other members and charge the taskforce. Regent Kiblinger also wants a timeline to accompany the scope of work. Regent Lane asked for clarification on what is included in the motion. Regent Hutton stated the motion includes what he originally read along with the following directives: 1) the taskforce is to begin its preliminary work but is not to contact the campuses for information unless authorized by the Board, 2) the taskforce chair is to communicate with the university CEOs regarding the scope of work to be performed, and 3) a detailed scope of work and timeline is to be presented to the Board at the November meeting. Regent Winter believes these directives should address the concerns discussed today while also allowing the taskforce to move forward. Regent Hutton and Regent Winter agreed to the additions to the original motion as stated above.

Regent Rolph stated he supports moving forward with the study but does not believe the original motion has enough support to pass at this time. He then moved that the Board announce the formation of a taskforce that will be chaired by Dr. Debbie Haynes, and directed President Flanders and the state university CEOs to work with Dr. Haynes to develop a scope of work and timeline for the taskforce, which will be presented to the Board at the November meeting. Regent Kiblinger seconded the substitute motion, and the motion carried.

BREAK

At 11:51 a.m., Chair Harrison-Lee called for a 30-minute break and the meeting resumed at 12:28 p.m.

Fiscal Affairs and Audit

BOARD'S UNIFIED STATE APPROPRIATIONS REQUEST

Elaine Frisbie, Vice President for Finance and Administration, presented the proposed unified budget request. She stated as the Board discusses its budget request, a couple of key items should be noted: 1) the beginning balance of the state budget will be over \$1 billion because of greater tax revenues than planned, and 2) the Maintenance of Effort (MOE) funds will impact FY 2022 and FY 2023. She also noted the Legislature made it clear that these funds are for one time use in the two years.

Regent Hutton stated the Fiscal Affairs and Audit Standing Committee discussed the Board's unified budget request at its meeting today. The Committee discussed supporting the Board's staff efforts to seek formal approval from the SPARK Executive Committee and State Finance Council on the use of the GEER 2 funds that the Board endorsed last winter. With regard to FY 2022, the Committee believes the Board should plan on addressing a supplemental appropriation for Kansas to meet its full MOE obligations, potentially \$53 million if a waiver is not granted – the specific calculations will be done this fall. Regent Hutton noted the State must apply to the U.S. Department of Education for the waiver, but in the event that waiver is rejected, the 2022 Legislature will be compelled to appropriate additional funds to higher education. The Committee recommends those dollars be appropriated to the Board of Regents for distribution to the institutions with the caveat they must be expended by June 30, 2022. Regent Hutton noted the majority of the Board's budget request will count toward meeting the State's Maintenance of Effort requirement except for those items related to capital improvements or the Board Office operations.

Regarding the budget request, the Committee recommends the following items be included Regarding the budget request, the Committee recommends the following items be included, noting that the first table below reflects the Committee's recommendations rather than the published table in the agenda materials:

FY 2022

Maintenance of Effort Contingency if Waiver Not Granted		53,000,000
State Universities	41,400,000	
Two-Year Colleges	10,800,000	
Washburn University	800,000	

FY 2023

State Universities

Restore State Investment in State Universities to FY 2021 Level	4,700,000
State Universities – 1.9% HEPI Increase on General Use Base	52,200,000
Freeze State University Tuition Rates - State Pays for a 2% Increase	29,800,000
Need Based Financial Aid for UG and Grad Students - with a set aside for KUMC	10,000,000
Capital Renewal of State University Facilities	25,000,000
Pillar 3 Economic Development Initiatives	5,000,000
IT Infrastructure	20,000,000

Washburn University

Business Resources for Innovation	325,000
Ensuring Pathways to Student Success	1,805,000

Community and Technical Colleges

Align Excel in CTE program to Enrollment Growth	2,500,000
Fund a Portion of the Gap in Tiered Course Credit Hour Aid	2,000,000
Fund a Portion of the Gap in Non-Tiered Course Credit Hour Aid	4,000,000
Increase Career Technical Education Capital Outlay	4,000,000
High School Concurrent Enrollments	12,300,000

Student Financial Aid - Administered by KBOR

National Guard Increase appropriation to keep up with enrollments	1,000,000
---	-----------

Kansas Board of Regents' Operations

Staff to Administer Kansas Promise Scholarship Act	125,000
Staff for Capital Renewal Initiative	100,000
Restore Operating Expenditures Appropriation to FY 2021 Level	80,454

The Board discussed the request. It was noted the calculations for the state university base increase and the tuition rate freeze were multiplied by two but can be adjusted. The Board agreed that each of those items should be pulled back to the base calculation – \$26,100,000 for State Universities – 1.9% HEPI Increase on General Use Base and \$14,900,000 for Freeze State University Tuition Rates - State Pays for a 2% Increase. Regent Schmidt suggested amending the need based financial aid to \$15 million, which would include student support services. President Flanders stated that \$10 million could go to need based financial aid and an additional \$5 million could be added for student support services. Regent Lane believes the need based financial aid request should be increased more if the State wants to be competitive and it was noted that Kansas is ranked 45th in the nation in need base aid based on student FTE. Regent Hutton stated this request cannot be one-time funds from the State, which needs to be communicated, and suggested increasing it to \$25 million, which will double what is currently in the program. Regent Winter stated the job growth potential associated with Pillar 3 is important to the State and suggested increasing the amount to \$10 million. Regarding the community and technical college requests, the Board decided to replace the concurrent enrollment request with one-time funding of \$15,000,000 for the colleges. The Board then discussed the importance of its advocacy role for the system and believes a clear communication plan needs to be formulated around its budget request. Following discussion, Regent Ice moved to approve the Board’s budget request as amended. Regent Hutton seconded, and the motion carried. The following items were approved:

FY 2022

Maintenance of Effort Contingency if Waiver Not Granted	53,000,000
State Universities	41,400,000
Two-Year Colleges	10,800,000
Washburn University	800,000

FY 2023

State Universities

Restore State Investment in State Universities to FY 2021 Level	4,700,000
State Universities – 1.9% HEPI Increase on General Use Base	26,100,000
Freeze State University Tuition Rates - State Pays for a 2% Increase	14,900,000
Need Based Financial Aid for UG and Grad Students - with a set aside for KUMC	25,000,000
Enhance student services for success	5,000,000
Capital Renewal of State University Facilities	25,000,000

Pillar 3 Economic Development Initiatives	10,000,000
IT Infrastructure	20,000,000
Washburn University	
Business Resources for Innovation	325,000
Ensuring Pathways to Student Success	1,805,000
Community and Technical Colleges	
Align Excel in CTE program to Enrollment Growth	2,500,000
Fund a Portion of the Gap in Tiered Course Credit Hour Aid	2,000,000
Fund a Portion of the Gap in Non-Tiered Course Credit Hour Aid	4,000,000
Increase Career Technical Education Capital Outlay	4,000,000
Community College One-Time Requests - Incorporate Technical Colleges	15,000,000
Student Financial Aid - Administered by KBOR	
National Guard Increase appropriation to keep up with enrollments	1,000,000
Kansas Board of Regents' Operations	
Staff to Administer Kansas Promise Scholarship Act	125,000
Staff for Capital Renewal Initiative	100,000
Restore Operating Expenditures Appropriation to FY 2021 Level	80,454

BREAK

The Chair called for a 15-minute break at 1:45 p.m. and resumed the meeting at 2:00 p.m.

DISTRIBUTION OF FY 2022 APPROPRIATIONS FOR TECHNICAL EDUCATION (EXCEL IN CAREER TECHNICAL EDUCATION INITIATIVE, AO-K PROVISO AND POSTSECONDARY EDUCATION PERFORMANCE-BASED INCENTIVES FUND)

Vice President Frisbie reported for FY 2022, the Board of Regents has available \$38.5 million for high school students' postsecondary tiered technical course tuition and for tuition for adults without a high school diploma or GED who are enrolled in tiered technical courses in designated Accelerating Opportunity: Kansas (AO-K) approved pathways. Of that amount, \$37,350,000 was appropriated in 2021 House Bill 2007 and \$1,137,034 was carried over from the FY 2021 appropriation that was not spent. Funds are also available for the Postsecondary Education Performance-Based Incentives Fund (GED Accelerator). Vice President Frisbie noted these

distributions need to be made this month because during the 2021 Legislative Session, a proviso was added that impacts the timing of these payments. The Kansas Postsecondary Technical Education Authority approved the FY 2022 distributions at its September 15, 2021 meeting. Vice President Frisbie stated that the distribution amounts set forth in the following table do not reflect the Board's assessment of each institution's performance pursuant to K.S.A. 74-3202d(e) and thus the actual distribution to an institution, in accordance with the performance agreement process, may be less than the amount set forth in the table for that institution. She also noted the colleges had to submit their data for the distributions in a short timeframe and requested that the Board authorize Board staff to make any necessary technical corrections. Regent Schmidt moved to approve the distribution and authorize Board staff to make any necessary technical corrections. Regent Feuerborn seconded, and the motion carried. The following distributions were approved:

Excel in Career Technical Education

Institution	FY 2021 Reconciliation Adjustment	FY 2022 Allocation	Net Distribution
Allen Community College	\$4,245	\$860,663	\$864,908
Barton Community College	\$15,698	\$412,450	\$428,148
Butler Community College	(\$1,657)	\$793,991	\$792,334
Cloud County Community College	(\$458)	\$332,964	\$332,506
Coffeyville Community College	\$6,183	\$1,269,256	\$1,275,439
Colby Community College	(\$229)	\$245,069	\$244,840
Cowley Community College	(\$1,491)	\$979,619	\$978,128
Dodge City Community College	\$154,294	\$652,135	\$806,429
Flint Hills Technical College	\$2,329	\$2,017,997	\$2,020,326
Fort Scott Community College	\$0	\$724,608	\$724,608
Garden City Community College	\$0	\$459,408	\$459,408
Highland Community College	\$8,583	\$1,791,554	\$1,800,137
Hutchinson Community College	\$21,047	\$2,750,851	\$2,771,898
Independence Community College	\$8,646	\$219,217	\$227,863
Johnson County Community College	\$8,069	\$1,894,948	\$1,903,017
Kansas City Kansas Community College	(\$17,299)	\$2,993,839	\$2,976,540
Labette Community College	\$975	\$593,955	\$594,930
Manhattan Area Technical College	\$32,366	\$631,122	\$663,488
Neosho County Community College	\$10,795	\$1,715,038	\$1,725,833
North Central Kansas Technical College	\$6,152	\$551,094	\$557,246
Northwest Kansas Technical College	\$0	\$717,600	\$717,600
Pratt Community College	\$0	\$409,639	\$409,639
Salina Area Technical College	(\$2,290)	\$1,288,803	\$1,286,513
Seward County Community College	\$91,311	\$1,026,488	\$1,117,799
Washburn Institute of Technology	\$38,779	\$5,453,618	\$5,492,397
WSU Campus of Applied Sci. and Tech.	(\$39,011)	\$6,658,082	\$6,619,071
Total	\$347,037	\$37,444,008	\$37,791,045

Accelerating Opportunity: Kansas

Institution	FY 2021 Reconciliation Adjustment	FY 2022 Allocation	Net Distribution
Allen Community College	\$0	\$0	\$0
Barton Community College	\$0	\$22,903	\$22,903
Butler Community College	\$0	\$12,365	\$12,365
Cloud County Community College	\$0	\$0	\$0
Coffeyville Community College	\$0	\$0	\$0
Colby Community College	\$4,817	\$113,724	\$118,541
Cowley Community College	(\$864)	\$99,277	\$98,413
Dodge City Community College	\$0	\$0	\$0
Flint Hills Technical College	\$0	\$0	\$0
Fort Scott Community College	\$0	\$8,589	\$8,589
Garden City Community College	\$0	\$8,200	\$8,200
Highland Community College	\$22,722	\$56,368	\$79,090
Hutchinson Community College	\$0	\$0	\$0
Independence Community College	\$0	\$0	\$0
Johnson County Community College	\$0	\$13,550	\$13,550
Kansas City Kansas Community College	\$0	\$28,840	\$28,840
Labette Community College	\$0	\$0	\$0
Manhattan Area Technical College	\$0	\$0	\$0
Neosho County Community College	\$0	\$0	\$0
North Central Kansas Technical College	\$0	\$0	\$0
Northwest Kansas Technical College	\$0	\$0	\$0
Pratt Community College	\$0	\$0	\$0
Salina Area Technical College	\$2,061	\$8,891	\$10,952
Seward County Community College	\$0	\$3,516	\$3,516
Washburn Institute of Technology	\$0	\$135,530	\$135,530
WSU Campus of Applied Sci. and Tech.	\$24,751	\$130,749	\$155,500
Total	\$53,487	\$642,502	\$695,989

Postsecondary Education Performance-Based Incentives Fund – GED Accelerator

Institution	FY 2021 Reconciliation Adjustment	FY 2022 Allocation	Net Distribution
Allen Community College	\$0	\$0	\$0
Barton Community College	(\$1,830)	\$2,170	\$340

Butler Community College	\$0	\$850	\$850
Cloud County Community College	\$0	\$0	\$0
Coffeyville Community College	\$0	\$0	\$0
Colby Community College	\$14,870	\$29,230	\$44,100
Cowley Community College	\$6,200	\$6,200	\$12,400
Dodge City Community College	\$0	\$0	\$0
Flint Hills Technical College	\$0	\$0	\$0
Fort Scott Community College	\$0	\$0	\$0
Garden City Community College	\$0	\$3,010	\$3,010
Highland Community College	\$4,020	\$4,020	\$8,040
Hutchinson Community College	\$0	\$0	\$0
Independence Community College	\$0	\$0	\$0
Johnson County Community College	\$1,000	\$4,340	\$5,340
Kansas City Kansas Community College	\$0	\$0	\$0
Labette Community College	\$0	\$0	\$0
Manhattan Area Technical College	\$0	\$0	\$0
Neosho County Community College	\$0	\$0	\$0
North Central Kansas Technical College	\$0	\$0	\$0
Northwest Kansas Technical College	\$0	\$0	\$0
Pratt Community College	\$0	\$0	\$0
Salina Area Technical College	\$0	\$3,670	\$3,670
Seward County Community College	\$1,000	\$1,670	\$2,670
Washburn Institute of Technology	\$670	\$26,220	\$26,890
WSU Campus of Applied Sci. and Tech.	\$2,330	\$6,340	\$8,670
Total	\$28,260	\$87,720	\$115,980

AMENDMENTS TO BOARD POLICY ON PAID PARENTAL LEAVE

Vice President Frisbie stated that in July 2021, Governor Kelly issued an Executive Order to rescind and replace the State’s Parental Leave benefit. The new Order increases Parental Leave from six to eight weeks for primary caregivers and from three to four weeks for secondary caregivers and extends eligibility to foster parents. Vice President Frisbie noted the Governor’s Order applies only to those agencies under her control and that the Board would need to amend its policy to give similar benefits to the state university and Board office employees. Regent Hutton moved to approve the amendments. Regent Ice seconded, and the motion carried. The following amendments were adopted:

C. CHIEF EXECUTIVE OFFICER, FACULTY AND STAFF

...

10. LEAVE

...

h. Paid Parental Leave

Each state university shall provide for paid parental leave for eligible employees in accordance with this policy.

i. Eligibility

Employees who meet benefits eligibility requirements, as defined by the employing university, and who have been employed for twelve months with the state shall be eligible to receive paid parental leave following a qualifying event (e.g., birth or placement of a child for adoption (up to 6 years of age)), or placement of a foster child(ren) at any age, occurring after the effective date of this policy. Each state university may establish implementing policies, including definitions, and may require otherwise-eligible employees to provide relevant information and notice of their intent to use the leave in order for the employees to be eligible.

ii. Leave period

Each parent designated as the primary caregiver for purposes of this policy shall receive up to ~~six~~ eight weeks of paid parental leave, and each parent who is designated as the secondary caregiver for purposes of this policy shall receive up to ~~three~~ four weeks of paid parental leave. For part-time employees, the leave shall be pro-rated to their part-time appointment for the applicable time period. The fact that a multiple birth, ~~or~~ adoption, or placement occurs (~~i.e.~~ e.g., the birth, ~~or~~ adoption, or placement of twins) does not increase the length of paid parental leave for that event.

(1) If both parents are employees and eligible for paid parental leave, one employee must be designated the primary caregiver and one employee must be designated the secondary caregiver.

(2) In such instances, the paid parental leave may be taken concurrently, consecutively, 30 days in advance for FMLA qualifying events, or at different times within the 12-week period immediately following the qualifying event.

iii. Benefit

Paid parental leave under this policy shall be at 100% of the eligible employee's regular rate of pay and, while using paid parental leave, employees continue to accrue vacation and sick leave, as well as all other regular benefits in accordance with applicable rules, regulations, Board policy and statutes.

(1) Academic year appointments. Paid parental leave only applies during periods when the employee is in paid status. Employees on academic year or less than 12-month appointments may not request or receive paid parental leave for periods when not in a paid status.

(2) Holidays. Official and observed holidays do not count against paid parental leave. Employees utilizing paid parental leave on an official or observed holiday shall receive holiday credit. Employees may be permitted to take leave of other types (i.e., sick leave and vacation leave) in addition to the ~~six~~ eight or ~~three~~ four weeks of paid parental leave, in accordance with other applicable Board and university policies.

(3) Timing. Paid parental leave must be taken within the 12 weeks immediately following the date of birth or date of placement for adoption of a child. For employees who assume placement of a foster child(ren), the ability to use paid parental leave will be limited each calendar year to a total of eight weeks for the primary caregiver and four weeks for the secondary caregiver. Such leave can be used for a single placement or for multiple placements. Each state university may determine whether employees will be permitted to take this leave intermittently or in a solid block of time within that 12 weeks. Any paid parental leave shall run concurrently with leave permitted under the Family Medical Leave Act (FMLA), if applicable.

iv. Paid parental leave under this policy is not transferrable and cannot be donated through a shared leave program or in any other way. Any amount of paid parental leave not utilized by the eligible employee in the 12-week period shall be forfeited.

v. Nothing in this policy shall be construed as prohibiting a state university from providing additional leave beyond that permitted under this policy, to the extent allowed by applicable rule, regulation, Board policy or statute, or from reassigning an eligible employee's duties while the employee is on paid parental leave.

vi. Each university shall implement the 2021 amendments to this policy on or before July 1, 2019 September 19, 2021, for qualifying events occurring on or after ~~its effective date~~. ~~The effective date for the revision of this policy shall be July 1, 2019~~ September 19, 2021. Employees represented by bargaining units where the contract requires meet and confer to implement this policy shall not be covered under this policy without ratification by the bargaining unit.

ALLOCATIONS OF EDUCATIONAL BUILDING FUND AND EXECUTION OF RELATED CONTRACTS – SYSTEM

Chad Bristow, Director of Facilities, presented a request to allocate a portion of the Educational Building Fund (EBF) to finance additional consulting services that will support of the implementation phase of the Board's new facilities policy and capital renewal initiative. He stated the space utilization, management, and strategy development services will be executed as an addendum to the original Department of Administration contract between KBOR and Gould Evans, and in addition to Rickes Associates. The services will be provided over the next 12 months and the cost will not exceed \$505,000. Director Bristow stated that because the proposed contract involves expenditures greater than \$250,000, Board policy requires the Governance Committee's approval for the Board President and CEO to execute the contract. To streamline the process for this contract, Director Bristow requested the Board approve the execution of the contract along with the allocation of the EBF.

The second request is for additional services for database assistance, training, and development of standard calculation and reporting templates, which will be executed as a purchase order on the existing agreement between KU and Gordian. The proposed fee for these services is not to exceed \$92,000. Director Bristow stated this additional support will facilitate the development of the Board's University Facilities Guidelines, which will serve as a comprehensive reference document to guide facilities planning, management and reporting moving forward. Regent Hutton moved to approve the allocation of the EBF for the additional consulting services and authorize the Board President and CEO to execute the contract between KBOR and Gould Evans. Regent Lane seconded, and the motion carried.

EXCHANGE OF REAL PROPERTY – KU

Director Bristow introduced the University of Kansas' request to move forward with bringing a request to seek legislative approval to exchange property with the KU Endowment Association. Director Bristow reviewed the properties outlined below and noted that KU's 3.65-acre parcel located at 21st and Iowa was appraised to include the entire frontage at Iowa Street to facilitate a street realignment that will aid KU Innovation Park and the Endowment Association's future developments in that vicinity. It has been determined that a smaller parcel under one acre will be sufficient to affect this street work and noted the survey and legal description are pending on this property.

University of Kansas Properties:

- 1) Wesley Building property - .50 acres – Appraised value = \$965,000

Property description:

Oread add blk 4 s 23 ft lt 1 & all lt 2; also that part of Louisiana St adj to sd lts vac 7-23-91 bk 459/1274; also e 4 ft lt 11

- 2) Future City of Lawrence transit hub site at the corner of Bob Billings and Crestline Drive. 3.082 acres – Appraised value = \$525,000

Property description:

Commencing at the northeast corner of said northeast quarter; thence south 88° 07' 24" west (this and all the following bearings are based on the Kansas state plane coordinate system, north zone

1983) coincident with the north line of said northeast quarter, a distance of 1174.02 feet; thence south $01^{\circ} 34'35''$ east, a distance of 50.00 feet to a point on the south right-of-way line of bob billing parkway as it exists today, said point also being the point of beginning; thence south $01^{\circ} 34'35''$ east, a distance of 42.69 feet; thence north $88^{\circ} 25'25''$ east, a distance of 21.50 feet; thence south $01^{\circ} 34'35''$ east, a distance of 135.00 feet; thence south $88^{\circ} 07'24''$ west a distance of 553.36 feet; thence south $75^{\circ} 25'18''$ west, a distance of 169.99 feet; thence north $14^{\circ} 33'31''$ west, a distance of 120.00 feet; thence north $01^{\circ} 52'36''$ west, a distance of 98.10 feet to a point on said south right-of-way line of bob billings parkway; thence north $88^{\circ} 07'24''$ east coincident with said south line, a distance of 724.96 feet to the point of beginning.

- 3) 21st and Iowa Street – This property becoming Endowment Association property will aid in the development of the KU Innovation Park and a development that the Endowment Association is undertaking on the corner of 21st and Iowa Street to increase the marketability of the Innovation Park. The primary purpose for this trade is a road realignment that will benefit both the Innovation Park and Endowment development.

Property Description:

(This site needs to be surveyed and a legal description developed.)

The KU Endowment Association Property:

Westbrooke Street Property – KU proposes to trade the properties listed above for one parcel of Endowment Association property on Westbrooke Drive that is of equal or greater value. The stipulated appraisal process indicates that the value of this property is \$1.50 per square foot.

KU Endowment proposes to exchange approximately 1,235,000 square feet at value of \$1,852,500.

Property Description:

95.06a 2-13-19 nw 1/4, less 2.5a in sw cor nw qr, less 5.12a d 271/587, less 19.19a d 438/503, less 0.423a d 619/996, less 0.279a d 619/997, less 0.27a d 619/998, less 12.856a d 271/588, less 8.947a platted to KUEA storage facility add filed 09/21/2006 bk p 18/65, less 2-13-19 nw 1/4, less 2.5a in sw cor nw qr, less 5.12a d 271/587, less 19.19a d 438/503, less 0.423a d 619/996, less 0.279a d 619/997, less 0.27a d 619/998, less 12.856a d 271/588, less 8.947a platted to KUEA storage facility add filed 09/21/2006 bk p 18/65, less 4.058a d 1024/4393, less d 1060/5423 104.277a, less that part of .771a tr d 1102/249 (u15540f & g split 2013) 4.058a d 1024/4393, less d 1060/5423 less a portion desc as; com at sw cor of nw1/4; th n88deg08'30"e (bearing based on nad-83 ks n zone state plane datum), coincident with s ln of nw1/4 233.19ft to se cor lt2, alvamar ter replat and pt of beg; th n01deg26'31" w coincident with e ln of alvamar ter replat, kasold water tower add, and stoneland ct sub, 367.14ft; th n88deg10'46" e 857.17ft; th s01deg49'14" e 366.56ft to s ln of nw1/4; th s88deg08'30" w coincident with s ln, 859.60ft to pt of beg. (split 2020 u15540f)

Regent Feuerborn moved to approve, and Regent Rolph seconded. The motion carried.

NEW TUITION RATE – KSU, ESU, & WSU

Vice President Frisbie stated that Kansas State University, Emporia State University, and Wichita State University would like authorization to charge a reduced out-of-state tuition rate that is 150% of the resident tuition rate for full-time, domestic, undergraduate students (first time freshman or transfer) from the State of Illinois. It was noted that Illinois is no longer participating in the Midwest Student Exchange Program (MSEP), which means starting in fall 2022, students from Illinois will no longer qualify for the MSEP discount. Regent Schmidt moved to approve, and Regent Kiblinger seconded. Regent Winter asked for data that shows the enrollment impact of reducing tuition rates for out-of-state students and information on how many of these students stay in Kansas after

graduation. President Myers stated that Kansas State University reviews its net tuition revenue when evaluating these types of tuition programs. Following discussion, the motion carried.

EXPANSION OF DEPENDENT/SPOUSE TUITION SCHOLARSHIP PROGRAM – KSU

President Myers presented Kansas State University's request to expand its Dependent/Spouse Scholarship Program to include full-time (0.9 FTE or above) employees on term appointments with at least five years of service at the University. Currently, only dependents or spouses of full-time (0.9 FTE or above), benefits eligible regular appointment employees are eligible for the Tuition Scholarship Program. President Myers stated that expanding the program will impact approximately 35 employees and will cost the University approximately \$145,000. He noted these employees are valued and the benefit of offering this program to them outweighs the slight increase in cost. Regent Lane moved to approve, and Regent Kiblinger seconded. The motion carried.

Governance

BOARD MEMBER CONFLICT OF INTEREST DISCLOSURE STATEMENTS

General Counsel Julene Miller presented a summary of reported items from the Board Member Conflict of Interest Disclosure Statements. The following disclosures were made:

1. One Regent will serve on the *governing* board of an institution that is *coordinated* by the Board:
 - Regent Schmidt will serve as the Kansas Board of Regents appointee to the Board of Regents of Washburn University pursuant to statutory requirement. K.S.A. 13-13a04(a)(4) provides that one member of the Washburn University Board of Regents shall be a member of the Kansas Board of Regents. As this is a statutorily required appointment, it is not considered a conflict for purposes of the Board's policy.
2. Two Regents have reported service on boards of a non-controlled *affiliated corporation* of an institution that is *governed* by the Board:
 - Regent Hutton serves as a member of the Board of Trustees of the Kansas State University Foundation, a non-controlled affiliated corporation of Kansas State University.
 - Regent Ice serves as a member of the Board of Trustees of the Kansas State University Foundation and serves on the K-State Foundation Board, a non-controlled affiliated corporation of Kansas State University.

The Trustees of the Kansas State University Foundation elect members of the Board of Directors for the Foundation, and the Board of Directors serves as the governing body of the Foundation. Technically, service on the Board of Trustees is not subject to the Board's conflict of interest policy. Additionally, service on the board of an affiliated corporation that exists to raise and manage funds for its respective educational institution is generally in line with the Board's mission and goals and would be unlikely to constitute an actual conflict of interest for the Regents involved.

3. Three Regents have reported an Interest in an entity that has entered one or more contracts or transactions with one or more *institutions* that are *governed* by the Board:
 - Regent Hutton has an ownership interest and is CEO Emeritus and Director of a company (Hutton Construction) that has one or more construction contracts with Wichita State University, the University of Kansas, and Kansas State University, or their affiliated corporations. Ongoing projects that have been reported are renovations to the Memorial Stadium at K-State on behalf of the KSU Foundation and marching band, and a housing project at Kansas State University's Polytechnic campus in Salina.
 - Regent Kiblinger's spouse supervises student teachers for Pittsburg State University and Fort Hays State University in accordance with the Universities' routine arrangements for such services; a small

stipend is paid for each student teacher supervised, with total compensation expected to be less than \$7,000 for the year.

- Regent Ice has an ownership interest in a radio station (KACY in Arkansas City) that does some advertising for Cowley County Community College. Regent Ice is not involved in the management or operation of this station and thus has no direct involvement in the station's relationship with the College. Regent Ice also has a one per cent ownership interest in a company (Rack Coach) that has a business relationship with a strength coach at Dodge City Community College. Regent Ice is not involved in the management or operation of Rack Coach, including its relationship with the College coach.

Regent Winter moved to approve the continued service of Board members serving on the boards listed above, conditioned on each member's recognition that their duty is first to the Board of Regents, and for the Regents named in item 3 above, they are to excuse themselves from participating on behalf of the Board in matters involving or related to the contract or transaction. Regent Schmidt seconded. The motion carried.

Other Matters

PITTSBURG STATE UNIVERSITY PRESIDENTIAL SEARCH PROCESS

Chair Harrison-Lee stated that Board policy requires the Board to determine the appropriate process for selecting a university CEO. Experience has shown that many sought-after candidates are in university leadership positions, and for that reason are reluctant to be publicly tied to a search at another institution. So, in order to attract as many qualified candidates as possible to the Pittsburg State University presidential search, she recommended the Board conduct a closed, committee-led search. She also recommended the Board hire AGB Search to be the search consultants and that the following people be appointed to the Presidential Search Committee – Regent Feuerborn as the Committee's Vice Chair; Regent Kiblinger and President Flanders as Board representatives; and Rick Webb, a Pittsburg State University graduate and the Executive Chairman of Watco LLC, as Committee Chair. Chair Harrison-Lee also noted that the Board will be involved with identifying and appointing the remainder of the Search Committee members. Regent Winter asked for clarification on how the Board is involved with selecting the Search Committee members. Chair Harrison-Lee noted that the Regents will have the opportunity to provide feedback to the Board Chair or President Flanders on potential committee members. Following discussion, Regent Lane moved that the Pittsburg State University Presidential Search be a closed committee-led search, that the Board name and appoint the committee members, and that the Board hire AGB Search as the search consultant. She also moved to appoint Rick Webb as the Committee Chair and appoint Regent Feuerborn as Vice Chair, and Regent Kiblinger and President Flanders to serve on the Committee as the Board representatives as well. Regent Ice seconded, and the motion carried.

GRANTING AN HONORARY DEGREE – KSU

President Myers presented a request to bestow an honorary degree on Herman Mongrain Lookout. Mr. Lookout, a Master Teacher and Founding Director of the Osage Nation Language Department, is one of the last remaining full bloods of the Osage Nation and has dedicated over 40 years to learning Osage, a dialect that used to be spoken across the plains of Kansas before the French, Spanish, or British ever arrived in North America. Regent Feuerborn moved to approve. Following the second of Regent Rolph, the motion carried. The honorary degree will be conferred at the Kansas State University Graduate School Commencement on December 10, 2021.

NAMING A BUILDING – WSU

President Muma recommended naming the addition to Wichita State University Marcus Welcome Center in honor of Milly Marcus. The 8,000-square-foot addition will be constructed at the south end of the existing Marcus Welcome Center. Regent Rolph moved to approve, and Regent Feuerborn seconded. The motion carried. The addition will be named the Milly March Annex.

ADJOURNMENT

The Chair adjourned the meeting at 2:24 p.m.

Blake Flanders, President and CEO

Cheryl Harrison-Lee, Chair

REPORTS AND CONSENT AGENDA

III. Introductions and Reports

- A. *Introductions*
- B. *Report from the Chair* Regent Harrison-Lee, Chair
- C. *Report from the President & CEO* Blake Flanders, President & CEO
- D. *Report from Council of Faculty Senate Presidents* Janet Stramel
- E. *Report from Students' Advisory Committee* Mark Faber

IV. Standing Committee Reports

- A. *Academic Affairs* Regent Kiblinger
- B. *Fiscal Affairs & Audit* Regent Hutton
- C. *Governance* Regent Harrison-Lee
- D. *Retirement Plan* Regent Harrison-Lee

V. Approval of Consent Agenda

- A. *Academic Affairs*
 - 1. **Act on Request to Offer a Master of Science in Athletic Training – WSU** **Daniel Archer,**
VP, Academic Affairs

Summary

Universities may apply for approval of new academic programs following the guidelines in the Kansas Board of Regents Policy Manual. Wichita State University has submitted an application for approval and the proposing academic unit has responded to all of the requirements of the program approval process. Board staff concurs with the Council of Presidents and the Council of Chief Academic Officers in recommending approval.

I. General Information

- A. **Institution** Wichita State University
- B. **Program Identification**
 - Degree Level: Master's
 - Program Title: Athletic Training
 - Degree to be Offered: Master of Science in Athletic Training
 - Responsible Department or Unit: Human Performance Studies/College of Applied Studies
 - CIP Code: 51.0913
 - Modality: Face-to-Face
 - Proposed Implementation Date: June 1, 2023

Total Number of Semester Credit Hours for the Degree: 62

II. Clinical Sites: Does this program require the use of Clinical Sites? Yes.

The program is a degree transition as per accreditation requirements. The current bachelor's program at Wichita State University (WSU) has clinical education agreements and memoranda of understanding with numerous clinical sites for assigned students. The clinical sites are located within the metropolitan area of Wichita as well as several surrounding communities. These clinical sites have been affiliated with the bachelor's level WSU

Athletic Training program for many years and will continue to provide clinical education opportunities for WSU athletic training students in the future.

III. Justification

WSU proposes to establish a graduate program in athletic training to meet national standards and guidelines for accreditation through the Commission on Accreditation of Athletic Training Education (CAATE). CAATE accredits programs in athletic training and is recognized by the Council of Higher Education Accreditation (CHEA). On May 20, 2015 the Athletic Training Strategic Alliance (ATSA), which consists of the Board of Certification (BOC), CAATE, National Athletic Trainers' Association (NATA), and the National Athletic Trainers' Foundation (NATAF) made the formal announcement that entry-level athletic training degree programs are required to transition to the master's degree. Therefore, the purpose of this proposal is to transition the current Bachelor of Arts (BA) in Athletic Training degree to a Master of Science in Athletic Training (MSAT) degree to meet CAATE requirements.

The athletic training major has been a successful program at WSU dating back to pre-CAATE accreditation and the initiation of the BA degree in Athletic Training. WSU was approved for the BA degree in Athletic Training by the Kansas Board of Regents in Spring 2005, successfully completed CAATE initial program accreditation in Spring 2008 and successfully completed CAATE re-accreditation in spring 2013. The CAATE awarded the BA degree the maximum period of 10 years re-accreditation for their successful self-study and site visit. These successes demonstrate the work of the program, its personnel and the students in making the BA degree a positive and valuable part of the WSU mission.

The CAATE has a responsibility to ensure and require an educational framework that prepares students to be successful as athletic trainers. Allied health care education is expanding and developing more skilled and highly qualified practitioners. The trend of moving educational programs in allied health care fields is not a new concept as occupational therapy, physical therapy and physician assistant have migrated to graduate based professional programs. Professional education must provide the foundation that allows clinicians to adapt to the changing face of healthcare. We believe that in order to ensure better healthcare and the viability of athletic training in future years, the professional degree must be at the master's level.

The CAATE standard and timeline on the proposed MSAT degree program delineates CAATE accredited professional athletic training programs must result in the granting of a master's degree in Athletic Training. The degree must appear on the official transcript similar to normal designations for other degrees at the institution. The timeline for compliance with the standard states "baccalaureate programs may not admit, enroll, or matriculate students into the athletic training program after the start of the fall term 2022."

The MSAT degree proposal meets the needs of both students and athletic training practitioners located in the Wichita metropolitan area. A degree program which prepares athletic trainers benefits the community by providing opportunities for aspiring health care professionals in settings such as college/university athletic programs, high school athletic programs, professional sports, industrial/ corporate facilities, sports medicine clinics, and other professional degree programs.

IV. Program Demand: Market Analysis

The CAATE reported 365 accredited professional programs during the 2018-2019 academic year (2020). Of the 365 accredited professional programs, 209 programs result in a Baccalaureate degree (down from 297 in 2016-2017 and 252 in 2017-2018) and 156 programs result in a Master's degree (up from 76 in 2016-2017 and 111 in 2017-2018). On May 20, 2015, the Athletic Training Strategic Alliance (ATSA), which consists of the Board of Certification (BOC), CAATE, National Athletic Trainers' Association (NATA), and the National Athletic Trainers' Foundation (NATAF), made the formal announcement that entry-level athletic training degree programs are required to transition to the Master degree (2015). This pattern of change is an expected result of the

professional degree transition announced in 2015. Since the CAATE deadline for degree programs to transition to the master’s degree is Fall 2025, it is predicted this trend will continue.

Every year since 2013, master’s degree students have demonstrated higher BOC pass rates on their national examination for first-time test takers as compared to Bachelor degree students (CAATE, n.d.). In addition, the three-year aggregate first time BOC exam pass rate scores are used to determine compliance with Standard 11, which mandates an aggregate first-time BOC exam pass rate of 70% or higher. National program compliance with Standard 11 was 78%, with Master’s degree programs scoring 85% and Bachelor’s programs recording 7% (2020). The evidence consistently shows master’s level students possess greater competency and proficiency in athletic training knowledge and skill sets. The importance of Standard 11 cannot be underestimated as failure to comply with Standard 11 can result in probationary status of the program or even program accreditation withdraw.

Placement rates as analyzed by the CAATE over the 2017-2020 three-year period show 69% of graduating students will either become employed as an athletic trainer (AT), employed as an AT in a degree or residency program (graduate assistant in AT or internship in AT), or will enroll in another degree program (e.g. physical therapy, physician assistant, etc.) (CAATE, n.d.). Student placement rates dropped from 73% in 2018-2019 to 57% in 2019-2020 largely due to the COVID pandemic. The CAATE also noted in their 2018-2019 Analytics Report program demographics reveal female enrollment makes up approximately 65% of all professional programs (2020). Similar to the NATA report in 2017, female interest in athletic training is continually growing and female student membership in the NATA is greater than males. As new careers and opportunities in athletic training open across the globe, student interest, particularly interest among females, keeps developing.

As stated previously, the demand for athletic trainers continues to foster across the nation. Data from the Bureau of Labor Statistics demonstrates employment of athletic trainers is projected to grow 19 percent from 2018 to 2028, much faster than the average for all occupations (U.S. Department of Labor, 2021). The estimated employment change is a possible increase of 5,900 jobs. Demand for athletic trainers is expected to increase as people become more aware of the effects of sports-related injuries, and as the middle-aged and older population remains active.

V. Projected Enrollment for the Initial Three Years of the Program

Year	Headcount Per Year		Sem Credit Hrs Per Year	
	Full- Time	Part- Time	Full- Time	Part- Time
Implementation	15	0	480	0
Year 2	20	0	1090	0
Year 3	20	0	1240	0

VI. Employment

The NATA reported in December 2017 membership grew over 10% to over 50,000. National data reveals 28% of memberships are students and membership by gender is 56% female and 44% male. Not only are student memberships growing; but the former trend of the athletic training profession as a whole being a majority male environment is fading away. In 2005, the NATA reported 47.5% membership as female so athletic training is becoming a more viable career for women (McManus, 2014).

According to the Kansas Board of Healing Arts, as of May 2021, there are 696 active licensed athletic trainers in the state of Kansas. Athletic trainers work with people of all ages and all skill levels, from young children to soldiers and professional athletes. Athletic trainers are usually one of the first healthcare providers on the scene when injuries occur on the field and work under the direction of a licensed physician along with other healthcare providers.

Data from the Bureau of Labor Statistics demonstrates employment of athletic trainers is projected to grow 19 percent from 2018 to 2028, much faster than the average for all occupations (U.S. Department of Labor, 2021). The estimated employment change is an increase of 5,900 jobs. Demand for athletic trainers is expected to increase as people become more aware of the effects of sports-related injuries, and as the middle-aged and older population remains active.

The proposed MSAT will use allied health care professionals from the Wichita medical community as guest speakers, clinical educators, clinical instructors, and evaluators of student skills. Also, there are educational possibilities for internships with the FC Wichita (soccer), Kansas Collegiate Summer Baseball League (baseball), Wichita Wind Surge (minor league baseball), Wichita Force (arena football league), Wichita Thunder (minor league hockey), Friends University (NAIA), Newman University (NCAA Division II) and the majority of high schools in the city of Wichita and the surrounding metropolitan area.

VII. Admission and Curriculum

Post-baccalaureate students pursuing admission will be required to hold a bachelor's degree with a minimum undergraduate 2.75 GPA, and have completed all pre-requisites for program admission. The 2020 CAATE standards require students to have prerequisite courses in biology, chemistry, physics, psychology, anatomy and physiology at the postsecondary level (Standard 54). Additionally, students must gain foundational knowledge in statistics, research design, epidemiology, pathophysiology, biomechanics and pathomechanics, nutrition, pharmacology, public health, and health care delivery and payor systems incorporated into prerequisite coursework or as a component of the professional program (Standard 55). Prospective students will apply for admission to the Graduate School, submit their MSAT admission packet and complete a personal interview prior to formal selection and admittance. The MSAT admission materials packet must include:

Admission Materials Packet for MSAT:

1. Completed application for the MSAT
2. Letter of interest
3. Three letters of recommendation (i.e. teachers, coaches, advisors, employers, etc.)
4. Official transcripts from all colleges/universities attended
5. Health examination by a licensed medical professional
6. Immunization record including HBV, TB, and Influenza
7. Signed technical standards (American with Disabilities Act Statement)
8. Student liability insurance
9. Personal health insurance
10. Hold current CPR/AED/First Aid certification from nationally accredited organization
11. Complete and successfully pass a background screening
12. Verification of 100 observation hours by a Certified Athletic Trainer
13. Successful completion of the following required courses with a C or higher:
 - a. Human Anatomy and Physiology: 3-4 credit hours
 - b. Medical Terminology: 3 credit hours
 - c. Biomechanics/Kinesiology: 3 credit hours
 - d. Care and Prevention of Athletic Injuries: 3 credit hours
 - e. Exercise Physiology: 3-4 credit hours
 - f. Elementary Statistics: 3 credit hours
 - g. General Psychology: 3 credit hours
 - h. General Chemistry: 3-4 credit hours
 - i. Nutrition: 3 credit hours
 - j. General Physics: 3-4 credit hours
 - k. General Biology: 3-4 credit hours

A. Curriculum

Year 1: Summer

Course #	Course Name	9
HPS 713	Palpatory Evaluation and Assessment in Athletic Training	3
HPS 741	Clinical Techniques in Athletic Training	3
HPS 717	Emergency Care and Management in Athletic Training	3

Year 1: Fall

SCH = Semester Credit Hours

Course #	Course Name	10
HPS 721	Athletic Injury Evaluation 1	3
HPS 731	Foundations in Athletic Training	3
HPS 771	Applied Learning 1	4

Year 1: Spring

Course #	Course Name	13
HPS 860	Research Methods	3
HPS 722	Athletic Injury Evaluation 2	3
HPS 770	Therapeutic Interventions 1	3
HPS 772	Applied Learning 2	4

Year 2: Summer

Course #	Course Name	9
HPS 882	Athletic Injury Rehabilitation	3
HPS 810	Evidence Based Practice in Athletic Training	3
HPS 872	General Medical Conditions in Athletic Populations	3

Year 2: Fall

Course #	Course Name	10
HPS 873	Organization & Administration in Athletic Training	3
HPS 871	Therapeutic Interventions 2	3
HPS 853	Applied Learning 3 (Immersive)	4

Year 2: Spring

Course #	Course Name	11
HPS 762	Statistical Concepts in Human Performance Studies	3
HPS 851	Applied Research	3
HPS 854	Applied Learning 4	4
HPS 813	Athletic Training Board of Certification Review	1

Total Number of Semester Credit Hours 62

VIII. Core Faculty The Council of Chief Academic Officers has reviewed and approved the list of faculty who will teach in this program. There will be no graduate assistants assigned to this program.

IX. Expenditure and Funding Sources

A. EXPENDITURES	First FY	Second FY	Third FY
Personnel – Reassigned or Existing Positions			
Faculty	\$198,284	\$202,250	\$206,295
Administrators (<i>other than instruction time</i>)	\$0	\$0	\$0
Graduate Assistants	\$0	\$0	\$0
Support Staff for Administration (<i>e.g., secretarial</i>) 0.3 FTE	\$10,421	\$10,421	\$10,421
Fringe Benefits (<i>total for all groups</i>)	\$70,462	\$71,814	\$73,193
Other Personnel Costs (lecturers)	\$3,500	\$3,500	\$3,500
Total Existing Personnel Costs – Reassigned or Existing	\$282,667	\$287,985	\$293,409
Personnel – New Positions			
Faculty	\$0	\$0	\$0
Administrators (<i>other than instruction time</i>)	\$0	\$0	\$0
Graduate Assistants	\$0	\$0	\$0
Support Staff for Administration (<i>e.g., secretarial</i>)	\$0	\$0	\$0
Fringe Benefits (<i>total for all groups</i>)	\$0	\$0	\$0
Other Personnel Costs	\$0	\$0	\$0
Total Existing Personnel Costs – New Positions	\$0	\$0	\$0
Start-up Costs - One-Time Expenses			
Library/learning resources	\$0	\$0	\$0
Equipment/Technology	\$5,000	\$4,000	\$0
Physical Facilities: Construction or Renovation	\$0	\$0	\$0
Other	\$0	\$0	\$0
Total Start-up Costs	\$5,000	\$4,000	\$0
Operating Costs – Recurring Expenses			
Supplies/Expenses	\$3,000	\$3,000	\$3,000
Library/learning resources	\$0	\$0	\$0
Equipment/Technology	\$0	\$0	\$0
Travel	\$4,500	\$4,500	\$4,500
Other (CAATE Annual Accreditation Fee)	\$4,500	\$4,500	\$4,500
Total Operating Costs	\$12,000	\$12,000	\$12,000
GRAND TOTAL COSTS	\$299,667	\$303,985	\$305,409

B. FUNDING SOURCES <i>(projected as appropriate)</i>	Current	First FY (New)	Second FY (New)	Third FY (New)
Tuition / State Funds		\$159,425	\$362,027	\$411,848
Student Fees (program fee)		\$3,000	\$7,000	\$8,000
Student Fees (course fee)		\$14,400	\$32,700	\$37,200
Student Support Fee		\$25,469	\$59,428	\$67,918
Other Sources (taping fee)		\$1,500	\$2,000	\$2,000
GRAND TOTAL FUNDING		\$203,794	\$463,155	\$526,966
C. Projected Surplus/Deficit (+/-) (Grand Total Funding <i>minus</i> Grand Total Costs)		(\$95,873)*	\$159,107	\$221,557

*-Graduate program deficit partially offset by final year of students enrolled in undergraduate program. See X.B – Projected Surplus/Deficit below.

X. Expenditures and Funding Sources Explanations

A. Expenditures

Personnel – Reassigned or Existing Positions

The athletic training program currently has two 1.0 FTE faculty positions in the Department of Human Performance Studies dedicated to the athletic training program and responsible for program operations. Rich Bomgardner, EdD, LAT, ATC, serves as the Program Director and Whitney Bailey, MEd, LAT, ATC, serves as the Clinical Education Coordinator. Ms. Bailey is currently completing her doctoral degree with an anticipated graduation date of summer 2021. Standard 41 from the 2020 CAATE Standards for Accreditation of Professional Athletic Training Programs requires a minimum of three core 1.0 FTE athletic training faculty members to be dedicated to the program. Lindsay Luinstra, DAT, LAT, ATC, occupied a non-tenure track Assistant Educator position in HPS from Fall 2018 until Summer 2020. Her position was approved in Fall 2019 to transition to a tenure-track Assistant Professor position for FY 2021. The 1.0 additional FTE faculty member as required by the CAATE, must be an athletic trainer, hold an earned doctorate, and have a tenure-track appointment. Dr. Luinstra meets all criteria for this position. Salary data from Table IX A represents a 2% increase in salary per year for all three positions. Secretarial support was figured at 0.3 FTE with this position already operating in the HPS department and providing support for the existing athletic training undergraduate program. Additionally, the program has two 0.10 FTE adjunct lecturers assigned to teach courses in athletic training. Each adjunct lecturer would be assigned to teach one course, HPS 741 – Clinical Techniques in Athletic Training or HPS 882 – Athletic Injury Rehabilitation.

Personnel – New Positions

No new personnel are needed for this program.

Start-up Costs – One-Time Expenses

This program is currently operating which minimizes any start-up costs. Infrastructure such as classrooms, laboratory space, teaching and applied learning equipment, as well as clinical facilities are already in place. The CAATE has also developed new educational competencies and standards for athletic training students not currently taught in the program which would involve the purchase of additional equipment. Equipment for teaching and student practice includes, but is not limited to: extremity dislocation reduction models, suturing equipment and models, intravenous equipment and models, orthotic devices, custom prophylactic devices and

other teaching and applied learning aids. The new items would require initial expenditures of approximately \$9,000 which could be spread out over two years to purchase equipment.

Operating Costs – Recurring Expenses

The program is currently operating which minimizes any recurring expenses. The program is required to pay an annual fee of \$4,500 to the CAATE to maintain program accreditation status. Normal program funding from the College of Applied Studies and Department of Human Performance Studies includes office supplies, operational expenses, faculty professional development, expendable and non-expendable equipment. There will be some new recurring costs related to the purchase of the new program equipment (license fees, warranty, etc.). In addition, an updated tracking system used to monitor new CAATE competencies will be included in the new recurring costs stated above. Since the program is currently operating, there are no additional administrative assistant or library support expenses to be included.

B. Revenue: Funding Sources

Tuition and fees are the primary source of funding for the program. Current enrollment data demonstrates 80% of students are Kansas residents and 20% are considered non-resident. Non-resident student tuition is categorized into special rates (e.g. Shocker City Partnerships, Shocker Select, Midwest Exchange, or Global Select) or regular non-resident rates. Projected revenue was calculated by using percentages of resident and non-resident students as stated above. Kansas residents in year one was projected as \$301.94/credit hour X 384 SCH (80% of student enrollment). Non-resident projected rate was calculated as \$452.92/credit hour X 96 SCH (20% of student enrollment). Year 2 revenue was projected at \$301.94 X 872 SCH (80% student enrollment) and non-resident projected rate would be \$452.92/credit hour X 218 (20% student enrollment). Year 3 revenue was projected as \$301.94/credit hour X 992 SCH (80% student enrollment) and non-resident project rate would be \$452.92/credit hour X 248 SCH (20% student enrollment). A student support fee of \$679.18 per student will be assessed for fall and spring semester as well as \$339.60 for summer session. This will generate \$25,469 for the first year, \$59,428 for the second year and \$67,918 in year three. In addition, students are currently assessed a \$30 per credit hour course fee to cover expendable supplies, teaching aids, and physical examination equipment. This fee would generate \$14,400 in year 1, \$32,700 in year 2 and \$37,200 in year 3. A program fee of \$100 per semester/student will help in the purchase and licensing of a computerized tracking system to monitor CAATE competencies and student outcomes. This will generate an additional \$3,000 in year one, \$7,000 in year 2 and \$8,000 in year three. Lastly, the program also currently has a \$100 one-time fee for taping and bandaging supplies and generates a revenue of \$1,500 in additional monies in year one, \$2,000 in year 2 and \$2,000 in year three.

C. Projected Surplus/Deficit

As we phase out the current bachelor's program, there will be a projected deficit due to lower undergraduate enrollment. The new master's program is projected to have a deficit in revenue in the first year; however, we anticipate a surplus emerging as the program attains full enrollment in cohorts beginning in year 2. Further, the first year of the new graduate program will overlap with the final year of undergraduate students completing the bachelor's program. If one assumes eight students are part of that senior class and applies a similar residential/non-residential formula (75% residential), this would yield a projected tuition rate of \$228.09 X 144 SCH (Kansas resident) totaling \$32,845 and \$540.27 X 48 (Non-Kansas resident) totaling \$25,933 from those undergraduates for a projected tuition revenue of \$58,778. Applying that amount of tuition against the projected graduate program Year 1 deficit of \$95,873, the actual program-level deficit is \$37,095. Year 2 graduate program surplus more than offsets the Year 1 deficit with additional surpluses projected for each year thereafter. Indeed, the projected funding could exceed estimates due to increased enrollment, which is possible as the existing program has 38 enrolled students utilizing 24 clinical sites.

XI. References

- AT Strategic Alliance. (2015). Strategic Alliance Degree Statement.
<https://atstrategicalliance.org/statements/strategic-alliance-degree-statement>
- Commission on Accreditation of Athletic Training Education. (2020). 2018-2019 CAATE Analytic Report.
https://caate.net/wp-content/uploads/2020/11/2018-2019-CAATE-Analytics-Report_VF2.pdf
- Commission on Accreditation of Athletic Training Education. (n.d.) Program Outcomes.
<https://caate.net/program-outcomes/>
- Kansas Board of Healing Arts. (2021, May 12) Statistics.
<http://www.ksbha.org/departments/licensing/statistics.shtml>
- McManus, Jane. (2014, March 20). Female athletic trainers making strides. *ESPN*.
<http://www.espn.com/espnw/athletes-life/article/10643226/espnw-female-athletic-trainers-making-strides>
- National Athletic Trainers Association. (2021).
[https://pubs.royle.com/publication/?i=410801&p=&l=&m=&ver=&view=&pp=#{"issue_id":"457030","page":26}](https://pubs.royle.com/publication/?i=410801&p=&l=&m=&ver=&view=&pp=#{)
- U.S. Department of Labor. (2021). Occupational Handbook, Athletic Trainers. Bureau of Labor Statistics.
<https://www.bls.gov/ooh/healthcare/athletic-trainers.htm>

2. Act on Request to Offer a Master of Science in Materials Engineering – WSU

Summary

Universities may apply for approval of new academic programs following the guidelines in the Kansas Board of Regents Policy Manual. Wichita State University has submitted an application for approval and the proposing academic unit has responded to all of the requirements of the program approval process. Board staff concurs with the Council of Presidents and the Council of Chief Academic Officers in recommending approval.

I. General Information

A. Institution Wichita State University

B. Program Identification

Degree Level:	Master’s
Program Title:	Materials Engineering
Degree to be Offered:	Master of Science in Materials Engineering
Responsible Department or Unit:	College of Engineering
CIP Code:	14.1801
Modality:	All (Face-to-Face, Online, and Hybrid)
Proposed Implementation Date:	Fall 2021

Total Number of Semester Credit Hours for the Degree: 33

II. Clinical Sites: Does this program require the use of Clinical Sites? No

III. Justification

The manufacturing industry in Kansas including Wichita needs a trained workforce in materials engineering. Modern and emerging technologies exploit materials at their fundamental level to design superior products to be competitive in the global market, including those used in aerostructures. While there are several materials- related academic content areas within Wichita State University (WSU) as well as other Kansas Board of Regents institutions, there currently is not a BS, MS, or PhD program in “Materials Engineering” that specifically focuses on leveraging fundamental materials properties in the design process. Building upon our established strength in advanced materials, the College of Engineering (COE) at WSU has the faculty and graduate courses to develop the proposed program with minimal additional investment.

The proposed interdisciplinary Master’s in Materials Engineering program may be achieved by completing 33 credit hours (CHs) of coursework. Various departments within the COE already offer a sufficient number of courses and content in support of the program. Five core courses are defined by graduate-level certificate programs, meaning that these courses will be regularly offered and widely available to students in the proposed program. The MS in Materials Engineering is targeted to students who have an undergraduate degree in any field of engineering or physical science (physics, chemistry, geology, etc.) as well as working professionals who aspire to attain a higher level of knowledge in materials and manufacturing.

IV. Program Demand

A. Survey of Student Interest

Number of surveys administered:	<u>1</u>
Number of completed surveys returned:	<u>109</u>
Number of students interested in program:	<u>54</u>

Percentage of students interested in program: ... 49.5%

The College of Engineering conducted a survey of undergraduate students in engineering and related fields at Wichita State University plus some working professionals in the Wichita area to determine the demand for this proposed program. Responders included 105 full-time students—many who are also working full time or part time in local industry—and four recent graduates. Out of these students, 76% expressed an interest to pursue a master’s degree to advance their career, and 73% indicated interest to have advanced knowledge of materials engineering to be successful in their professional career. Out of the 109 responses received, 54 (49.54%) indicated that they would definitely be interested in pursuing the proposed program if WSU were to offer it, and 30 students wanted to enroll in the program right after their graduation. While most expressing an interest in the proposed program indicated interest only in a master’s degree, some (22%) also indicated interest for a PhD degree in this area after completing the master’s degree.

B. Market Analysis

There has been steady demand for materials engineering graduates in Wichita and Kansas City, the two major metropolitan areas in the state of Kansas. Advertisements for job openings posted at Indeed.com have shown 10+ openings in Wichita and 65+ openings in the Kansas City area that require a master’s degree in Materials Engineering (2021). Similarly, there is a nationwide demand for graduates with the same. For example, Oklahoma City (40+), Denver (160+), Houston (120+), Dallas (190+), and New York City (810+) have posted a high demand for master’s degree graduates in this field because they are critical for a variety of industries such as aerospace, automotive, pharmaceutical, consumer products, and medical devices (2021). Therefore, the demand for the proposed program is quite significant in Kansas as well as in the nation.

Wichita State University has also done a formal market survey of jobs requiring a master’s degree in Materials Engineering in both local areas (Wichita, Kansas City, Newton, Hesston, Salina, Manhattan, and Lawrence) and in the region (Kansas, Missouri, Nebraska, and Oklahoma). The local area had an average of ten openings each month, with the range being 4 to 23 openings. Over the same time period, the greater region had an average of 85 openings per month, with the range being 43 to 104. The top employers seeking these professionals included Spirit AeroSystems, Textron, Honeywell International, Northrop Grumman, and United Technologies Corporation.

Based on current employment trends, demand for professionals with a master’s degree in Materials Engineering is expected to grow at a rate of 9.7% in the local area over the next ten years. Our study investigated the competition from other universities in the greater region. As stated above, currently, there is not a master’s program in Materials Engineering at any Kansas university, making the proposed program especially important. While Missouri University of Science and Technology, Washington University in St. Louis, and Oklahoma State University offer similar programs, the three schools combined together graduated only ten students over a recent academic year, which again underscores the unmet workforce needs in this area of study.

Taken together, the data demonstrates strong demand for professionals with a master’s degree in Materials Engineering in Wichita and the region. The proposed program will be a critical piece in fulfilling this talent gap, helping the state retain its manufacturing and engineering competitive advantage.

V. Projected Enrollment for the Initial Three Years of the Program

Year	Headcount Per Year		Sem Credit Hrs Per Year	
	Full-Time	Part-Time	Full-Time	Part-Time
Implementation	10	10	210	90
Year 2	25	15	645	225

Year 3	40	20	1,140	405
--------	----	----	-------	-----

The headcount projection of full-time and part-time students for years one through three are provided in the above table. Full-time status for graduate students is defined as nine or more credit hours per semester. Full-time credit hours are calculated assuming the student takes a full load of nine credits in the fall and spring semesters, plus – on average – each full-time student takes a single three-credit class in the summer. Part-time credit hours are calculated assuming – on average – each part-time student is half-time enrolled in the fall and spring semesters. The total number of Semester Credit Hours Per Year is calculated based on the projected cumulative number of enrollments for both full-time and part-time students.

VI. Employment

The Bureau of Labor Statistics (BLS) predicts that the national need for materials engineers will remain flat over the 2018–2028 ten-year period (2021). The BLS assessment specifically states, “Materials engineers will be needed to design uses for new materials both in traditional industries, such as aerospace manufacturing, and in industries focused on new medical or scientific products.” Moreover, they stress the importance of materials engineering to manufacturing, making the need in South Central Kansas particularly important. Focusing on specific occupational and wage data for materials engineers in Kansas, the state currently has approximately 270 materials engineers, with an annual average salary of \$105K, which is in the highest stratum that the BLS has defined nationally for this occupation (2020). Given that no Kansas university currently offers a master’s degree in Materials Engineering, the proposed program fills a much-needed workforce training gap for the state.

VII. Admission and Curriculum

A. Admission Criteria

Students admitted to the MS in Materials Engineering program will possess a Bachelor of Science (BS) degree in one or more of the following majors: Materials Engineering, Material Science, Metallurgical Engineering, Mineral Engineering, Mechanical Engineering, Aerospace Engineering, Industrial Engineering, Manufacturing Engineering, Biomedical Engineering, Electrical and Computer Engineering, Chemical Engineering, Process Engineering, Physics, Chemistry, Geology, or a closely related discipline, upon approval by the Graduate Program Coordinator. Entering students must have a cumulative bachelor’s grade point average (GPA) of at least 3.0 (out of 4.0) and must satisfy all other entrance requirements of the Graduate School at Wichita State University.

B. Curriculum

The proposed MS in Materials Engineering curriculum is designed to give students maximum flexibility to tailor courses to their professional goals. Specifically, students must complete at least nine credit hours (three courses) from the set of CORE courses listed in the table below. In addition, students must take an additional 24 credit hours (typically corresponding to eight additional courses) from the union of “core” and “technical elective” course sets. Core courses will typically be offered once a year, and technical elective courses will be offered every one to two years. To satisfy the “applied learning” requirement of Wichita State University, students must take at least one course with significant applied learning components or complete an approved semester-long graduate internship/cooperative education, or a one-credit MS Directed Project, or present one of their class projects/term papers to outside professionals. As a course-only master’s program, no comprehensive exit examination is required for completion of the degree.

The following is a sample curriculum (with advanced structural materials focus) for a full-time graduate student (with nine credit hours enrollment during fall and spring semesters) to complete the program in two years. Typically, CORE courses will be offered once every year and Technical Elective courses will be offered once every one to two years.

Year 1: Fall		SCH = Semester Credit Hours
Course #	Course Name	9

AE 753	Mechanics of Laminated Composites (Core)	3
ME 762	Polymeric Composite Materials (Core)	3
AE 733 or ME 760	Advanced Mechanics of Materials (Elective) or Fracture Mechanics (Elective)	3

Year 1: Spring

Course #	Course Name	9
ME 665	Selection of Materials for Design and Manufacturing (Core)	3
IME 755	Design of Experiments (Elective)	3
AE 853	Advanced Mechanics of Laminated Composites (Elective)	3

Year 1: Summer

Course #	Course Name	3
BME 771 or IME 775	Polymer Processing and Technology (Core) or Computer Integrated Manufacturing (Core)	3

Year 2: Fall

Course #	Course Name	9
AE 831	Continuum Mechanics (Elective)	3
ME 672 & L	Manufacturing of Composites and Laboratory (Core)	3
IME 758	Analysis of Manufacturing Processes (Elective)	3

Year 2: Spring

Course #	Course Name	3
AE 737 or ME 866 or ME 890	Mechanics of Damage Tolerance (Elective) or Advanced Fracture Mechanics (Elective) or Independent Study in Mechanical Engineering (Elective)	3

Total Number of Semester Credit Hours **33**

VIII. Core Faculty The Council of Chief Academic Officers has reviewed and approved the list of faculty who will teach in this program. There will be no graduate assistants assigned to this program.

IX. Expenditure and Funding Sources (List amounts in dollars. Provide explanations as necessary.)

A. EXPENDITURES	First FY	Second FY	Third FY
Personnel—Reassigned or Existing Positions			
Faculty	\$60,520	\$62,335	\$64,206
Administrators (other than instruction time)	7,508	7,734	\$7,966
Graduate Assistants			
Support Staff for Administration (e.g., secretarial)			
Fringe Benefits (total for all groups)	23,810	24,524	\$25,260
Other Personnel Costs			
Total Existing Personnel Costs—Reassigned or Existing	\$91,838	\$94,593	\$97,431
Personnel—New Positions			
Faculty	\$10,000	\$20,000	\$30,000

Administrators (<i>other than instruction time</i>)			
Graduate Assistants			
Support Staff for Administration (<i>e.g., secretarial</i>)			
Fringe Benefits (<i>total for all groups</i>)	3,500	\$7,000	\$10,500
Other Personnel Costs			
Total Existing Personnel Costs—New Positions	\$13,500	\$27,000	\$40,500
Start-Up Costs—One-Time Expenses			
Library/Learning Resources			
Equipment/Technology			
Physical Facilities: Construction or Renovation			
Other			
Total Start-Up Costs			
Operating Costs—Recurring Expenses			
Supplies/Expenses	\$2,000	\$3,500	\$3,500
Library/Learning Resources			
Equipment/Technology			
Travel			
Other			
Total Operating Costs	\$2,000	\$3,500	\$3,500
GRAND TOTAL COSTS	\$107,338	\$125,093	\$141,431

B. FUNDING SOURCES	Current	First FY (New)	Second FY (New)	Third FY (New)
Tuition/State Funds		\$130,060	\$383,630	\$680,300
Student Fees		\$26,096	\$68,435	\$121,209
Other Sources				
GRAND TOTAL FUNDING		\$156,156	\$452,065	\$801,509
C. Projected Surplus/Deficit (+/-) (Grand Total Funding <i>minus</i> Grand Total Costs)		\$48,818 (surplus)	\$326,972 (surplus)	\$660,078 (surplus)

Based on full-time students taking 9 credits in Fall, 9 credits in Spring, and 3 credits in summer the first year, and 9 credits in Fall and 3 credits in Spring in the second year for a total of 33; and part-time students taking 6 credits in Fall and 3 credits in Spring for three years and then taking the last 6 credits in fall of year 4 for a total of 33.

X. Expenditures and Funding Sources Explanations

A. Expenditures

Personnel – Reassigned or Existing Positions

Year 1	The previous table listing Core Faculty was used to multiply faculty salaries by the faculty FTE devoted to the new program. Note that this merely represents a slight reorganization as this cost is latent. Note that all of these faculty have their primary teaching responsibilities in their home departments, and the courses that they teach for this program are already being taught.
	Administrator is calculated as 5% of the Associate Dean for Graduate Program’s salary (again, a latent cost).
	Fringe is calculated based on current WSU fringe rates.
Year 2	Accounting for raises, all salary costs are increased by 3%.
Year 3	Accounting for raises, all salary costs are increased by another 3%.

Personnel – New Positions

Year 1	10% effort of a new faculty member’s salary + fringe is budgeted.
Year 2	A second 10% effort of a new faculty member’s salary + fringe is budgeted (plus costs carried over from year 1).
Year 3	A third 10% effort of a new faculty member’s salary + fringe is budgeted (plus costs carried over from years 1 and 2).

Start-up Costs – One-Time Expenses

Years 1–3	Given that the proposed program is based on existing courses, no one-time start-up costs are necessary.
------------------	---

Operating Costs – Recurring Expenses

Year 1	Consumable office supplies are estimated at \$2,000.
Year 2	Consumable office supplies are estimated at \$3,500.
Year 3	Consumable office supplies are estimated at \$3,500.

B. Revenue: Funding Sources

Revenue is calculated based on the projected enrollment from the table in Section V. In-state graduate tuition of \$307.98/CH is calculated for 60% of the full-time student credit hours, whereas given the large number of international students expected to be interested in this program, out-of-state tuition of \$756.38/CH is calculated for the remainder of the full-time credit hours. All part-time student credit hours are calculated using the in-state rate.

Students pay mandatory and student support fees on a semester basis and the fee is based on the number of credit hours they take in each semester. For the student support fees, the full-time students (7 or more credit hours) pay \$679.18 for fall and spring semesters and \$339.60 for summer semester. The part-time students (4 – 6.75 credit hours) pay \$452.78 for fall and spring semesters and \$226.40 for summer semester. And the student support fees for up to 3.75 credit hours are \$226.40 in fall and spring semesters and \$113.21 for summer. The other mandatory fees are calculated at a rate of \$7.75/CH, which includes the campus infrastructure and support fee (\$6/CH), the campus technology fee (\$1/CH), and the campus transportation fee (\$0.75/CH). Funding will be allocated through existing resources in the College of Engineering.

C. Projected Surplus/Deficit

A modest surplus is projected in year 1 (\$48.8K), which increases to healthy surpluses in years 2 and 3 (\$326.9K and \$660K, respectively).

XI. References

Indeed Jobs. (2021). Retrieved May 19, 2021 from: <https://www.indeed.com>

U.S. Department of Labor. (2021). Occupational Handbook, Architecture and Engineering. Bureau of Labor Statistics. <https://www.bls.gov/ooh/architecture-and-engineering/materials-engineers.htm>

U.S. Department of Labor. (2020). Occupational Employment and Wages. May 2020. 17-2131 Materials Engineers. Bureau of Labor Statistics. <https://www.bls.gov/oes/current/oes172131.htm#st>

B. *Fiscal Affairs & Audit*

1. Act on Request to Raze Building – PSU

**Chad Bristow,
Director of Facilities**

- *Bedrock Goal – Facilities Capital Renewal Initiative*

Pittsburg State University requests authorization to raze Biology Reserve Shed B, building number 38500-0051. The 1,690 square foot wood frame shed clad in Transite was built in 1940, prior to the property’s 1949 transfer to Kansas State Teachers College of Pittsburg to serve as a veteran’s vocational training center in agriculture. The site was known as “College Farm” until the 1960’s when the Biology Department began managing and developing the property into the Natural History Research Reserve. The shed had served as storage for Biology and its Nature Reach Programs until maintenance ceased and the shed became unsafe. The cost of remediating and razing the structure is estimated at \$10,000 to \$12,000 and will be funded by departmental operating funds. The vacated area will be converted into green space.

2. Act on Amendment to FY 2023 Capital Improvement Request for McPherson Hall – PSU

- *Bedrock Goal – Facilities Capital Renewal Initiative*

Pittsburg State University requests permission to amend its FY 2023 capital improvement plan to reflect an increase in the total project cost for the McPherson Hall expansion (Simulation Hospital) and renovation project. The Board approved the architectural program in December 2020 with a projected \$6.0 million cost. Since that time, the design team has completed Design Development work. The inflationary pressures in construction projects, materials availability and cost, and various design decisions for the Simulation Hospital have resulted in a revised cost estimate of \$8.1 million. In addition to the program benefits of the Simulation Hospital, the project addresses a number of significant needs in the existing facility including high priority deferred maintenance needs (for example, replacement of all public restrooms and related plumbing in the facility) and safety improvements (adding fire sprinkler system for the entire facility). Design decisions were also made with operating and future maintenance costs in mind including the selection of a geothermal HVAC system for lower operating costs and a longer life than other available options.

Fundraising for the project includes \$6.0 million raised to date (\$5.3 million in actual receipts and/or written commitments, the remainder in verbal commitments in process of being documented). The University has strong support from additional donors and expects donations to increase well beyond the current amount, likely approaching the full project cost. The University will use reserves if necessary, to cover any remaining gap to the total project cost.

3. Act on Amendment to FY 2023 Capital Improvement Request and Approve Program Statement for West Memorial Stadium – KSU

- *Bedrock Goal – Facilities Capital Renewal Initiative*

Kansas State University requests approval to amend the FY 2023 capital improvement project plan and to accept the program statement for the West Memorial Stadium band hall. The project will include renovation of 13,649 square feet in West Memorial Stadium to create a dedicated indoor practice space for the KSU Marching Band. In addition to practice space, the renovation will consolidate instrument storage, uniform storage and instrument repair which is currently done various in spaces across campus. The space is adjacent to the current practice field Marching Band utilizes which will allow for indoor and outdoor rehearsal areas and shelter from inclement weather. The project will include concrete flooring, extension of existing chilled and steam heat, sprinkler, fire alarm, electrical service, insulation, acoustic systems and finishings. The estimated project cost is \$4.5 million and will be funded from private gifts.

4. Act on Amendment to FY 2023 Capital Improvement Request and Approve Program Statement for Mosier Hall – KSU

➤ *Bedrock Goal – Facilities Capital Renewal Initiative*

Kansas State University requests approval to amend the FY 2023 capital improvement project plan and to accept the program statement for the Mosier Hall consolidated biomedical core facility research suite. Mosier Hall is part of the Veterinary Medicine Complex. The project will consolidate the four existing core facilities of confocal microscopy, molecular and cellular biology, flow cytometry and next-generation sequencing into a collaborative laboratory space in order to deliver efficient, coordinated services. The existing spaces occupied by these labs are inadequate in size, function, flexibility, and location.

In September 2018, the Board approved KSU's request for Phase 1 and 2 renovations to Mosier Hall. Phase 1 of the renovation created a new 270-seat auditorium and Phase 2 repurposed the existing Frick Auditorium to add a second floor within the space. The first floor of the existing Frick Auditorium was renovated to house the Pet Health Clinic. The second-floor space was left as shell space until additional funding for the Phase 3 research suite was identified.

In September 2021, the National Institutes of Health (NIH) awarded a grant to the College of Veterinary Medicine for the consolidated biomedical core facilities supporting a center on emerging and zoonotic infectious disease research. This funding will be utilized to complete Phase 3 of the original project by building out the existing shell space to create a 5,000 gross square foot research suite. The renovation will include interior fit out of the shell space and new mechanical equipment. Laboratory areas of the suite will be constructed to meet NIH requirements for Biosafety Level 2 space. The estimated project cost is \$3,430,993 funded from the NIH grant.

5. Act on Request for Acceptance of Real Property – KSU

Kansas State University requests approval to accept ownership of an 80-acre tract of pastureland near Colbert Hills in Riley County, Kansas. In September 2018, the Board approved a three-year lease-purchase agreement with the KSU Foundation. It was the intention of the KSU Foundation to gift the property to the University upon expiration of the lease. Payment of \$280,000 has been made in full, from Department of Animal Sciences and Industry restricted fee fund balances, and the University requests acceptance of the property from the KSU Foundation.

6. Act on Amendment to the FY 2023 Capital Improvement Requests for the Marcus Welcome Center Addition – WSU

➤ *Bedrock Goal – Facilities Capital Renewal Initiative*

Wichita State University requests authorization to amend the project budget for the Marcus Welcome Center Addition from \$3.4 million to \$4.0 million. Construction cost increases since the project was initially approved in June 2020 have increased the anticipated construction cost of the project. The original intent, scope, and objectives of the project remain consistent with previous approvals. The architectural program statement has been modified to reflect the current anticipated project budget.

The project is funded from a combination of private gifts and university funds. Advertisement for Architectural / Engineering services is anticipated to occur in November 2021.

7. Act on Proposed Amendment to Memorandum of Agreement with Pittsburg State University (PSU) and the PSU Chapter of the Kansas National Education Association, Representing Faculty – PSU

**Natalie Yoza,
Associate General Counsel**

Summary and Staff Recommendation

Pittsburg State University (PSU) requests that the Kansas Board of Regents approve and execute the Amendments to a Memorandum of Agreement (Agreement) between PSU, the Kansas Board of Regents, and the PSU chapter of the Kansas National Education Association (KNEA) for FY 2022. The proposed changes to the existing one-year Agreement are to the Salaries and Duration articles, and to a number of other sections including performance appraisals, student evaluations, and the meet and confer process.

Board staff reviewed the proposed amendments for compliance with Board policy as well as state and federal law. Staff recommends approval of the Amendments and granting the Chair authority to execute the amendments to the Agreement.

Background

Under the Public Employer-Employee Relations Act (PEERA), State agencies are required to meet and confer with their employees’ recognized bargaining units over terms and conditions of employment.¹ The bargaining unit subject to this memorandum of agreement is comprised of all general department teaching faculty and library services faculty, excluding administrative personnel, department/school chairpersons/directors, non-professional Employees, and temporary and part-time faculty.² The PSU/KNEA bargaining unit now represents approximately 250 PSU faculty employees.

In 2020, PSU and PSU/KNEA reached a one-year Memorandum of Agreement (Agreement) that concluded at the end of Fiscal Year 2021.

Pursuant to Board policy, President Flanders and KBOR Associate General Counsel, Natalie Yoza, spoke with President Scott and PSU General Counsel, Jamie Brooksher, before the first meet and confer session.³ Meet and confer sessions began in February 2021 and concluded in October. The PSU faculty subsequently voted to approve the proposed amendments. As provided for in the Agreement and as required by PEERA, PSU and PSU/KNEA have now completed the meet and confer process and PSU offers the below agreed-to amendments to KBOR for consideration and approval.

As the governing body under PEERA, the Kansas Board of Regents “must approve any proposed agreement in order to make it binding and effective.”⁴ The Kansas Secretary of Administration must also approve such agreements once the Board has approved them.

Summary of Terms Amended in the Agreement Between PSU and PSU/KNEA

If approved, each unit member who achieved an overall performance appraisal rating of Exceptional for 2020-21 will receive a \$200 base salary increase. PSU would also fund \$50,500 in salary adjustments for promotions earned last year by unit faculty. The Agreement would be for one year.

¹ K.S.A. 75-4321 *et seq.*

² Kansas Public Employee Relations Board, Case No. UE 2-1974.

³ See Board Policy Ch. 1, sec. B(3)(c)(iii) (adopted at the May 2019 meeting).

⁴ *Kansas Board of Regents and Pittsburg State University v. Pittsburg State University Chapter of KNEA and PERB*, 233 Kan. 801, 812 (1983).

All of the Articles and terms in the Agreement that the Board approved in 2020 will remain the same except for the following amendments:

“Section IV. SALARIES

A. FY ~~2021~~ 2022

For the ~~2020-2021~~ 2021-2022 academic year, it is agreed by and between the parties that those faculty salary funds for faculty included in the Meet and Confer Unit (“Unit”) shall be divided in the following proportions:

Base Salary Total	\$15,208,653	<u>\$14,993,132</u>
Sum of Adjustments	<u>77,000²</u>	<u>50,500</u>
Merit Salary Increment Total	<u>4,800³</u>	<u>3,800</u>
Grievance Fund	0	0
TOTAL	\$15,290,453	<u>\$15,047,432</u>

Summer Session ~~2021~~ 2022 \$ 1,233,763

B. Definitions

1. "Base Salary Total" is defined as the sum of previous year's salaries of all continuing unit members.
2. "Sum of Adjustments" shall be defined to include overall salary increases, promotions, corrections for historical inequities, corrections for affirmative action purposes, marketplace considerations.
3. "Merit Salary Increment" shall be defined as the sum representing salary improvement in reward for the level of excellence of an individual's performance.
4. "Grievance Fund" shall be defined as the monies provided to process and redress salary grievances as provided herein.

¹ Of this amount, ~~\$77,000~~ \$50,500 shall be used to fund promotions.

¹ ~~\$4,800~~ \$3,800 shall be distributed in the form of a \$200 overall salary increase to each unit member who achieved an overall annual performance appraisal rating of Exceptional from the 2020-21 review period.”

Other Edits:

IV. C. 1. a., page 5, revised to add, “The intent of the performance appraisal process is to facilitate and maintain high levels of faculty achievement. The primary function of student evaluations is to support faculty members in revising and enhancing their courses and methods of instruction.”

IV. C. 1. b. (10), page 9, revised to add, “The Chairperson/Director will provide an overall adjectival rating supported by a narrative assessment of the faculty member’s annual accomplishments. The narrative should be constructive in nature and assist the faculty member in developing future goals. Should significant concerns about performance arise that require special attention to faculty members’ actions affecting teaching, service, or scholarly activity, the Chair/Director must communicate the complaint or issue to the faculty member, document an investigation of the issue, and have a documented discussion with the faculty member within 10 class days of the concern. Adjectival ratings of “Below Expectations” or “Unsatisfactory Performance” may or may not result from this process.”

IV. C. 1. b. (11), page 9, revised to add, “The role of student evaluations in the annual performance appraisal should be focused on how the faculty member responded to the mutually agreed upon goals and objectives.

Patterns and long-term trends should be given greater weight than the scores and comments from one course or from one semester. Normally, student evaluation scores and comments should not be used as the basis for lower ratings unless the faculty member has made no documented effort to revise their courses and methods of instruction. Lower ratings may be warranted in cases of egregious behavior and faculty misconduct revealed by student evaluations.

IV. C. 1. c, page 11, revised to read, “Early in the fall and spring semester of the academic year, usually the first two weeks, each department chair and school director will contact faculty in his/her department or school about administering the student rating instrument. During this time period the chairs and directors will consult with each faculty member and select a minimum of one course in which the student rating instrument will be administered later that semester. The faculty member shall have the option of administering the instrument in additional courses up to every course within his/her assigned load. Faculty members who are in the probationary period of a tenure earning position shall administer the student rating interest in every course in their assigned teaching loads. Selected courses will be specified in advance as the ones for which student ratings are to be submitted for such purposes as annual ratings, tenure and promotion decisions, course revision and improvement of instruction, etc. Faculty members who are within 24 months of their approved retirement date may forego the course evaluation process with approval of their departmental chair or school director. During the fall and spring semesters, the course evaluation instrument will be administered in every course which comprises each faculty member’s assigned teaching load. The administration of the instrument will be coordinated by the Center for Teaching, Learning and Technology. For each course, the results of the evaluations will remain private and confidential to the instructor of record. Every year each faculty member will choose at least one course’s results from each semester to share with his/her department chair or school director for use in their annual performance appraisal. The courses chosen should be representative of the faculty member’s teaching load for the year. Faculty members in the probationary period of a tenure earning position shall provide course evaluations to their chair or director for every course in their assigned load. Faculty members who are within 24 months of their approved retirement date may forego the course evaluation process with approval of their departmental chair or school director.

Note: Non-identifiable aggregated data across multiple courses by academic discipline, departments, schools, colleges, and the university are not considered confidential and will be available to both faculty and administration.

V., page 14, revised as follows: “~~V. SALARY GENERATION AND AGREEMENT NEGOTIATION~~

~~A. By the end of third week of each Spring semester the following will meet to initiate the annual bargaining process:~~

- ~~• PSU/KNEA President~~
- ~~• PSU/KNEA Chief Negotiator~~
- ~~• The Pittsburg State University President~~
- ~~• The Provost and Vice President of Academic Affairs~~
- ~~• The Administrative Chief Negotiator~~

~~B. The KNEA and Administration negotiation teams will meet and confer during the spring semester of each year. Meetings will be scheduled on a regular basis until an agreement is reached. The target date for concluding the meet and confer process will be the end of the State of Kansas fiscal year.~~

~~C. If no agreement is reached on a salary generation package, impasse may be declared. If impasse is declared the parties will adhere to the process provided by the Public Employer Employee Relations Act (PEERA) at Kansas Statutes Annotated 75-4321 et seq.~~

V. THE MEET AND CONFER PROCESS AND SALARY GENERATION

A. The Meet and Confer Process

By the end of third week of each Spring semester the following will meet to initiate the annual bargaining process for the next fiscal year Agreement:

- PSU/KNEA President
- PSU/KNEA Chief Negotiator
- The Pittsburg State University President
- The Provost and Vice President of Academic Affairs
- Chief Financial Officer and Vice President for Administration
- The PSU/KBOR Chief Negotiator

The PSU/KNEA and Administration negotiation teams will meet and confer during the spring semester of each year. The Salary Generation target (as defined below) established during the prior year's meet and confer process will be used in the annual meet and confer process. Meetings will be scheduled on a regular basis until an agreement is reached. The target date for concluding the meet and confer process will be the end of the State of Kansas fiscal year.

B. Salary Generation

In addition to meeting and conferring over the next fiscal year Agreement, the parties will participate in Salary Generation. The intent of Salary Generation is to identify a faculty base salary increase to be used for budget and planning purposed for the fiscal year following the next fiscal year.

Prior to April 1, representatives of the PSU/KNEA bargaining team will meet with Pittsburg State University's President, CFO, and Provost to discuss preliminary plans for development of the university's overall budget and Salary Generation for the fiscal year following the next fiscal year. The parties will consider relevant information on faculty salaries and review trends and leading indications of anticipated state funding, enrollment, and other revenues.

Salary Generation represents a target value for inclusion in the fiscal year following the next fiscal year budget to be used in the meet and confer process. It is also recognized that the Salary Generation target, as used in the meet and confer process in the following year to determine salary adjustments, will be subject to, and contingent upon, legislative and executive action at the state level, and projected PSU revenues."

VII., page 17, revised to read, "~~SECTION VII. OUT OF STATE TRAVEL~~" shall be amended for the 2020 21 academic year due to COVID-19 and travel restrictions. Unit members will be able to choose one option: 1) a direct payment of \$420 instead of travel funds (subject to individual state and federal income taxes), or 2) \$500, administrated by the department/school, to be used for professional development or out of state travel during fiscal year 2021. The system to distribute the funds will be determined by the PSU Administration. For FY22, OST will be \$500 per unit member. If the university declares a moratorium or significantly restricts professional travel during FY22 due to COVID-19 concerns, unit members will be able to choose one option: 1) a direct payment of \$420 instead of travel funds (subject to individual state and federal income taxes), or 2) \$500, administered by the department/school, to be used for professional development or out-of state travel. The system to distribute the funds will be determined by the PSU administration."

XI. B. 2., page 27, revised to read, “Prior to May 1 of the ~~final year of probationary service~~ initial year of eligibility for tenure review, at the request of the faculty member and with the approval of their departmental chair or school director and their ~~appropriate college~~ dean, the Provost and Vice President of Academic Affairs may grant an extension of the tenure clock for a maximum of one year.

If during the pre-tenure period a faculty member becomes pregnant or a parent through birth, adoptive placement, or adoption of a child prior to ~~May 1st of the final year of the probationary period~~ submission of the tenure dossier, that faculty member, upon notification to the Provost and Vice President of Academic Affairs, shall be granted a one-year delay of the tenure review. Notification must occur within 90 days of the need. Faculty members retain the right to opt out of this interruption policy.”

XI. D. 6., page 32, changed “Dean and Chair/Director” to “Provost.”

XII., B., page 35, adjusted promotion salary increment from: \$1000 to \$1500 for Assistant Professor, \$2000 to \$2500 for Associate Professor, and \$3000 to \$3500 for Professor.

XII., G., page 40, revised to read, “Upon receiving the recommendations of the Provost and Vice President for Academic Affairs, the President shall review the dossiers and make ~~recommendations to the Board of Regents at the appropriate time~~ the final decision. If the President's ~~recommendation~~ decision differs from the recommendation of the Provost and Vice President for Academic Affairs, the President shall provide in writing a rationale for such difference to the candidate. ~~Any recommendations forwarded to the President~~ The President's decision shall be communicated to the candidate and become part of the candidate's official personnel file. Upon the faculty member's request, documents concerning decisions from any step of the promotion process shall be added to their official personnel file. ~~Faculty members may submit documentation concerning their promotion recommendation for retention in their official personnel file~~. Denied promotions are grievable under provisions in this Agreement between PSU/KNEA and the PSU Administration/Board of Regents.”

XII. H., page 41, revised “Timeline for Promotion Only Cases” with new dates.

XIII. page 42, increased first time selection to University Professor salary increment from \$4500 to \$5000, and subsequent selection to University Professor from \$1500 to \$2000.

XX. F., page 60, revised to read, “~~Annual Summary of Employee Benefits Statement: Faculty will receive a summary of all benefits from the Office of Human Resources each spring semester~~ Unit faculty members shall have access to a summary of all their employee benefits through the Office of Human Resource Services.”

XXIII., page 81, changed the name of the Kansas Board of Regents chair and revised as follows: “This Agreement shall be effective from July 1, ~~2020~~ 2021 through June 30, ~~2021~~ 2022. ~~COVID-19 Pandemic Exception to Open this Agreement for Expedited Meet and Confer: If the President of PSU determines there is an urgent need to revise this Agreement prior to July 1, 2021 for financial reasons related to the COVID-19 pandemic, the PSU/KNEA and the Administration negotiation teams will meet and confer in an expedited fashion. The Parties will have 14 days to complete the expedited COVID-19 meet and confer process. If no agreement is reached after 14 days, the parties will declare impasse. If impasse is declared the parties will adhere to the process provided by the Public Employer Employee Relations Act (PEERA) at Kansas Statutes Annotated 75-4321 et seq.~~”

Conclusion and Recommendation

Pittsburg State University requests that the Board approve these amendments to the Agreement reached through meet and confer processes. Board staff have reviewed the amendments, determined that they are consistent with Board Policy and do not violate state or federal laws. Staff therefore recommends that the Board approve the amendments and authorize the Chair to execute the Amended Agreement on behalf of the Board.

C. Retirement Plan

1. Act on Recommended Formula for Deducting Authorized Expenses from Revenue Accounts and Distributing Excess to Retirement Plan Participants and Approve FY 2021 Expenses

**Natalie Yoza,
Associate General Counsel**

Summary and Staff Recommendation

Due to the Board and Retirement Plan Committee’s (RPC) new oversight of the Voluntary Retirement Plan, the formula for deducting authorized Plan-related expenses from the revenue sharing accounts with TIAA and Voya needs to be reconsidered along with how the remaining funds are distributed back to Plan participants. The RPC recommends allocating expenses between TIAA and Voya pro rata based on the number of active Mandatory and Voluntary Plan participants and distributing the remaining revenue account balance pro rata based on the participant’s account balances in the Mandatory and Voluntary Plans.

The RPC’s recommendation that Fiscal Year 2021 expenses are reasonable and should be approved must also be reviewed. These expenses need to be billed to the appropriate revenue sharing account by December 31, 2021. The invoice is attached.

The Formula for Deducting Expenses and Distributing the Excess to Plan Participants

The Board’s contracts with TIAA and Voya establish revenue sharing accounts so that authorized Plan-related expenses (such as consulting fees, Board Office salary and overhead expenses, and legal fees) can be billed to the retirement plans. The recordkeepers place excess revenue in the revenue sharing account, the Board’s authorized Plan-related expenses are deducted annually from each company’s revenue account, and the remaining funds are distributed back to participants in the Plans.

Historically, revenue sharing has occurred on the Mandatory Plan. Since the Board just completed a project of reducing the number of active recordkeepers on the Voluntary Plan to enable better oversight, revenue sharing has been added to the Voluntary Plan so the formula for allocating those expenses must be reviewed.

The first step is to allocate expenses between the Mandatory and Voluntary Plans. Some expenses do not require a formula because the contracts establish the fees for work related to each Plan. But Board staff and overhead expenses—and any other expenses that arise that are not controlled by competitively negotiated contracts—will need to be allocated between the Plans. The Retirement Plan Committee (RPC) recommends allocating these expenses proportionally based on the number of participants in the Plans.

The second step is to allocate expenses for both the Mandatory and the Voluntary Plans between the two recordkeepers. Since 2013, Mandatory Plan expenses have been allocated between the recordkeepers proportionally based on the number of active Mandatory Plan participants. The number of active participants is determined annually using a May pay period to include academic year faculty participation because many are on leave during the summer. The RPC recommends the same approach for the Voluntary Plan, *i.e.*, allocating expenses to TIAA and Voya based on the number of active participants in the Voluntary Plan. The following chart demonstrates the current breakdown of participants.

Participation #s as of 5/28/21	TIAA	% of Total	Voya	% of Total	Total # of Participants	KBOR invoice total
Mandatory	9,578	73%	3,474	27%	13,052	\$ 85,354.66
Voluntary	2,147	68%	995	32%	3,142	\$ 31,848.26

Historically, the funds that remain in the revenue accounts after authorized expenses are deducted are distributed to Plan participants pro rata based on their account balance. The RPC recommends applying the same formula based on a participant’s account balance in the Voluntary Plan. Because participants with a higher account balance paid a higher proportion of the fees, this ensures a more equitable distribution of the excess revenue.

Fiscal Year 2021 Expenses

Federal law permits using retirement plan assets to pay for certain approved expenses required for administration of the retirement plans. The expenditure must be prudent, and the amount must be reasonable. The attached invoice itemizes the Fiscal Year 2021 Plan expenses. The following chart applies the above formula to deduct those expenses from the revenue sharing accounts and identifies the excess revenue that will be distributed back to Plan participants. The RPC recommends that the Board approve these expenses.⁵

TIAA (1)	Revenue Account Balance	KBOR Plan Expenses	Balance for Plan Account Holders
Mandatory Plan	\$ 857,151.54	\$ 62,636.14	\$ 794,515.40
Voluntary Plan	\$ 276,343.86	\$ 21,762.64	\$ 254,581.22
	\$ 1,133,495.40	\$ 84,398.78	\$ 1,049,096.62
		KBOR Plan Expenses Exceeding \$50,000 (see Note 3)	Balance for Plan Account Holders
Voya (2)	Revenue Account Balance		
Mandatory Plan	\$ 107,130.46	\$ -	\$ 107,130.46
Voluntary Plan	\$ 488.45	\$ -	\$ 488.45
	\$ 107,618.91		\$ 107,618.91
(1) TIAA Revenue Account information as of 10/7/21			
(2) Voya Revenue Account information as of 10/8/21			
(3) Voya has allocated a \$50,000 Special Plan Payment to pay for Plan expenses before the Revenue Account is used. Since the FY 2021 Plan Expenses total less than \$50,000, the Special Plan Payment will pay those expenses.			
Voya Special Plan Payment			
Special Plan Payment Balance	\$ 50,000.00		
Mandatory Plan Expenses	\$ (22,718.52)		
Voluntary Plan Expenses	\$ (10,085.62)		
Balance	\$ 17,195.86		

⁵ Another item on the agenda is a recommendation to amend the RPC’s Charter in order to delegate this responsibility to the RPC in the future.

**Kansas Board of Regents
Retirement Plan Actual Annual Expenditures
FY 2021**

10/6/2021

<u>Expense Categories</u>	<u>Agency Expense</u>	<u>Percentage Applied</u>	<u>Mandatory Plan</u>	<u>Voluntary Plan</u>	<u>Invoice Amount</u>
Salaries ¹					
Madi	22,286.93	22,286.93	17,962.76	4,324.17	22,286.93
Julene	132,465.78	1,324.66	1,067.65	257.01	1,324.66
Natalie	112,245.50	11,224.55	9,046.74	2,177.81	11,224.55
Renee	71,670.57	716.71	577.65	139.06	716.71
Elaine	208,632.79	2,086.33	1,681.54	404.79	2,086.33
Bangerter	192.40	192.40	155.07	37.33	192.40
September 8, 2020, March 16, 2021					
Salaries Total		\$ 37,831.58	\$ 30,491.41	\$ 7,340.17	\$ 37,831.58
Investment and Legal Consultants					
Advanced Capital	61,000.00		41,000.00	20,000.00	61,000.00
Ice Miller	3,000.00		1,500.00	1,500.00	3,000.00
Investment and Legal Consultants Total	\$ 64,000.00		\$ 42,500.00	\$ 21,500.00	\$ 64,000.00
Travel ²					
Madi Vannaman					
Shane Bangerter					
Elaine Frisbie					
Travel Total ³	\$ -		\$ -	\$ -	\$ -
Other direct expenses (mailings, conference calls)					
Secretary of State Legal Pub tax sheltered annuity pro	84.00		42.00	42.00	84.00
Other direct expenses Total	\$ 84.00		\$ 42.00	\$ 42.00	\$ 84.00
Direct Expenses Total	\$ 101,915.58		\$ 73,033.41	\$ 28,882.17	\$ 101,915.58
Indirect (F&A, IT, office space) 15%		\$ 15,287.34	12,321.25	2,966.09	15,287.34
Total Expenses			\$ 85,354.66	\$ 31,848.26	\$ 117,202.92
Cost per participant			\$ 6.54	\$ 10.14	

Notes:

- Salaries - included the portion that KBOR paid for KU staff affiliate salary from retirement plan admin account; 10% of KBOR Associate General Counsel; 1% General Counsel; 1% Legal Assistant; 1% VP of Finance & Administration; Regent members salary for 2021 meetings attended.
- Travel - included 2/3 of KU staff affiliate travel expenses; Regents members travel; VP Fin & Admin travel
- No travel FY2021 due to COVID restrictions

2. Act on Recommendation to Amend the Retirement Plan Committee Charter to Delegate Responsibility for Reviewing Reasonableness of Plan Expenses

Summary and Staff Recommendation

The Retirement Plan Committee (RPC) is a Board created co-fiduciary for the Mandatory and Voluntary Retirement Plans. The Board established the RPC to assist with oversight of Plan investments and administration of the Plans. The Board Policy Manual establishes the RPC, and the RPC's Charter further defines the RPC's mission and responsibilities. The RPC recommends that the Board amend the Committee's Charter to delegate to the RPC the fiduciary responsibility to review that all services provided to the Plans are necessary and that the cost of those services is reasonable.

Background on the Kansas Board of Regents Retirement Plans

The Board's Policy Manual creates the Retirement Plan Committee (RPC), stating it is "responsible for issues related to the Board's retirement plan, including oversight of plan investments and administration."⁶ The RPC reports directly to the Board.

The RPC's Charter further defines the Committee's authority and responsibilities for the Plans. It establishes that the RPC members are fiduciaries to the Plans and assigns certain oversight tasks. Those tasks include: (1) ensuring proper due diligence in selection of investment managers and/or investment funds; (2) developing and periodically reviewing investment policies and procedures; and (3) retaining outside experts, as needed, to assist in the development and monitoring of the overall investment program.⁷ Board approval is required to amend the RPC Charter.⁸

Recommended Amendment to the RPC Charter

Federal law permits using retirement plan assets to pay for certain approved expenses required for administration of the retirement plans. However, the expenditures must be prudent and the amount must be reasonable.

When appropriate, the Board's revenue sharing accounts with TIAA and Voya are used for these expenses, and the expenses are typically deducted from the accounts annually. The remaining balances in the revenue accounts are returned to Plan participants.

Most of the expenses incurred while administering the Plans arise from third-party contracts the RPC approves after competitive negotiations consistent with State procurement requirements. There are also some agency expenses associated with staff salaries and overhead. The RPC is well positioned to evaluate the reasonableness of these expenses because the RPC approves the third-party contracts, and it works closely with the vendors and staff. Therefore, the RPC recommends that the Board amend the Committee's Charter to delegate the fiduciary duty to review at least annually that all services provided to the Plans are necessary and that the cost of those services is reasonable.

This additional responsibility would be added to the section of the Charter titled "Mission Statement and Principal Functions," and it would state:

"Specifically, the Committee shall be responsible for the following:

- Ensure that proper due diligence is conducted in the selection of investment managers and/or investment funds.

⁶ Board Policy Manual, Chapter I, Section A.4.a.iii.

⁷ RPC Charter, page 3.

⁸ RPC Charter, page 4.

- Monitor and evaluate performance results achieved by the investment managers.
- Establish effective communication procedures between investment managers, investment funds, external parties (such as consultants), Plan participants and campus administrators and the Committee.
- Develop and periodically review investment policies and procedures.
- Provide ongoing communications with the Board.
- Conduct periodic Committee meetings.
- Retain independent outside experts, as needed, to assist in the development and monitoring of the overall investment program.
- Administer and carry out the provisions of the plans.
- Delegate appropriate individuals and engage third parties to carry out plan provisions where appropriate.
- Approve and adopt plan documents and material amendments and modifications (subject to any further approval requirements of the Board).
- Approve amendments and interpretations of plan provisions other than those indicated above.
- Address questions concerning the eligibility, provisions, and features of the plans, including elections, contributions and benefits.
- Ensure required notices and information are distributed to participants.
- Establish procedures for enrollment, payroll deductions, distributions, and rollovers under the plan.
- Review at least annually that all services provided to the plans are necessary and that the cost of those services is reasonable.
- Such other duties and responsibilities as may be assigned to the Committee, from time to time, by the Board, or as designated in plan documents and/or investment policy statement.”

D. *Technical Education Authority*

1. Act on New Program Proposals from Barton Community College, Cloud County Community College, Colby Community College and Washburn Institute of Technology

**Scott Smathers,
VP, Workforce Development**

- *Pillar II: Talent Pipeline – Graduates in High Demand, Sustaining Wage Fields*

Summary and Staff Recommendation

To develop and enhance the talent pipeline for Kansas business and industry, new programs and/or additional programs are required.

The Board office received a request from Barton Community College to offer a Technical Certificate A in Plumbing Technology, from Cloud County Community College to offer a Technical Certificate A in Welding Technology, from Colby Community College to offer a Technical Certificate A and Technical Certificate B in Welding Technology, from Washburn Institute of Technology to offer a Technical Certificate A in Sterile Processing Technology, and from Washburn Institute of Technology to offer a Technical Certificate B in Plumbing Technology.

The programs addressed all criteria requested and was subject to the 10-day comment period required by Board policy. The programs were reviewed by the Kansas Postsecondary Technical Education Authority and recommended for approval.

Background

Community and technical colleges submit requests for new certificate and degree programs utilizing forms approved by Board staff. Criteria addressed during the application process include, but are not limited to, the following: program description, demand for the program, duplication of existing programs, faculty, costs and funding, and program approval at the institution level.

Description of Proposed Programs:

Barton Community College requests approval of the following program:

- Plumbing (46.0503) – Technical Certificate A/16 credit hours

According to the U.S. Department of Education, CIP Code 46.0503 Plumbing Technology/Plumber is defined as a program that prepares individuals to apply technical knowledge and skills to lay out, assemble, install, and maintain piping fixtures and systems for steam, natural gas, oil, hot water, heating, cooling, drainage, lubricating, sprinkling, and industrial processing systems in home and business environments. Program curriculum includes instruction in source determination, water distribution, waste removal, pressure adjustment, basic physics, technical mathematics, blueprint reading, pipe installation, pumps, welding and soldering, plumbing inspection, and applicable codes and standards.

Cross walking the proposed CIP Code (46.0503 Plumbing Technology/Plumber) to occupations resulted in one standard occupation classification code (SOC Code), 47-2152 Plumbers, Pipefitters, and Steamfitters. The occupation is defined as an employee who assembles, installs, alters, and repairs pipelines or pipe systems that carry water, steam, air, or other liquids or gases. Plumbers may install heating and cooling equipment and mechanical controls including sprinkler fitters.

Barton Community College has operated a Plumbing program since 2015. The existing program was in partnership with Kansas Department of Corrections (KDOC) to provide training to incarcerated individuals at a partner facility. Due to recent DOC contract changes, the Plumbing program offered at the correctional facilities have been discontinued. The initial approval of the program (TEA 3/26/2015 and Board 4/17/2015) specifically stated the program was intended for correctional facilities only. BCC is requesting approval to offer the program at the Great Bend campus.

The proposed program consists of one exit point, a 16-credit hour Technical Certificate A. Upon completion, students would be eligible for the Basic and Core Level 1 Plumbing certifications offered through the National Center for Construction Education and Research.

The Kansas Department of Labor Long-term Occupation Projections 2018-2028 indicate a statewide change of employment for Plumbers, Pipefitters, and Steamfitters of 6.1% with an annual median wage of \$56,810 with a high school diploma or equivalent as the typical education needed for entry. Annual openings equate to 619 jobs per year. According to the Perkins Comprehensive Local Needs Assessment, there is an average of 50 job openings per year in the Great Bend area.

EMSI job posting analytics show that from August 2020 to August 2021, 2,435 total postings (668 unique postings) were advertised statewide with a median advertised salary of \$25.05 per hour.

Five letters of support for the proposed program were received from A&F Enterprises Inc., Comfort Systems, Comfort Pro Inc., Moeder Plumbing, and Stueder Contractors. Supports and commitments for the program include serving as a guest speaker, acting as an advisor to students, providing equipment demonstrations, providing internships, providing scholarships, and a commitment to interview program completers.

Currently, two programs exist statewide at Barton Community College and Johnson County Community College (JCCC). Barton Community College's program was partnership with the Kansas Department of Corrections. In the past three years, the college reports that 56 students graduated the program in the correctional setting. JCCC's program began in AY21 which does not provide sufficient data for K-TIP yet.

Barton Community College plans to begin the proposed Plumbing program in the spring of 2022. Since the program is already operational, the college provided a program budget in the amount of \$142,617 (\$60,517 salaries, \$5,100 tools and supplies, \$2,000 instructional supplies, and materials, \$65,000 in facility renovations, and \$10,000 in technology and software.) All startup costs for the proposed program were accounted for during the initial program approval in 2015. Salaries are funded through student tuition, student fees, state aid, and local mil levy. Equipment, tools, supplies, technology, software, teacher supplies and materials have been relocated from the correctional facility to campus. Facility renovations were funded through savings the college has from the closing of the Automotive program and sale of the associated equipment.

The proposed program was subject to the 10-day comment period from September 27, 2021, to October 8, 2021 during which no formal comments were received.

Staff Recommendation

The new program request submitted by Barton Community College for a Technical Certificate A at 16 credit hours in Plumbing Technology has been reviewed by the Technical Education Authority and is recommended for approval.

Cloud County Community College requests approval of the following program:

- Welding (48.0508) – Technical Certificate A/18 credit hours

According to the U.S. Department of Education, CIP Code 48.0508 Welding Technology/Welder is defined as a program that prepares individuals to apply technical knowledge and skills to join or cut metal surfaces. Curriculum includes instruction in arc welding, resistance welding, brazing, and soldering, cutting, high-energy beam welding and cutting, solid state welding, ferrous and non-ferrous materials, oxidation-reduction reactions, welding metallurgy, welding processes and heat treating, structural design, safety, and applicable codes and standards.

Cross walking the proposed CIP Code (48.0508 Welding Technology/Welder) to occupations resulted in two standard occupation classification codes (SOC Code), 51-4121 Welders, Cutters, Solderers, and Brazers, and 51-4122 Welding, Soldering, and Brazing Machine Setters, Operators, and Tenders. CCCC states the proposed program will lead to 51-4122 Welding, Soldering, and Brazing Machine Setters, Operators, and Tenders which is defined as an employee who sets up, operates, or tends welding, soldering, or brazing machines or robots that weld, braze, solder, or heat treat metal products, components, or assemblies.

Upon successful completion of the program, students will be eligible for the American Welding Society industry certifications.

The Kansas Department of Labor Long-term Occupation Projections 2018-2028 indicate a statewide change of employment for Welders, Cutters, Solderers, and Brazers of 4.4% with an annual median wage of \$41,220 with a high school diploma or equivalent as the typical education needed for entry. Annual openings equate to 788 jobs per year.

EMSI job posting analytics show that from March 2020 to March 2021, over 3,428 total postings (908 unique postings) were advertised statewide with a median advertised salary of \$18.03 per hour.

Seven letters of support were received from Watco, GT Manufacturing, Reinke, Junction City High School, Kansas Works, Double L Manufacturing, and Junction City Area Chamber of Commerce. Proposed commitments and supports for the program include serving on the program advisory committee, program development, and curriculum development.

Currently, twenty-three institutions offer similar programs. According to the AY19 Kansas Training Information Program (K-TIP) report, as a system, 429 students graduated and exited the higher education system with average wages ranging from \$16,566 to \$46,389 per year.

Three-year (2017, 2018, and 2019) system-wide K-TIP data for similar programs found 932 students graduated and exited the higher education system with an average wage of \$32,696 per year.

Although no formal collaboration with existing programs was pursued, all programs, including the proposed program, meet the statewide alignment standards. Common courses will transfer into other Welding programs.

Cloud County Community College plans to begin the proposed Welding program in the fall of 2021. The college estimates the initial cost of the proposed program at approximately \$9,000 (\$9,000 salaries). The college has entered a partnership with Junction City High School (JCHS) to offer the proposed program. The program will be housed at JCHS which has an existing welding facility with all required equipment and tools. Salary costs will be funded through the college's adjunct budget. Dr. Brian Stark, Dean of Math, Science, and Technical Programs will assume responsibility for the proposed program.

The proposed program was subject to the 10-day comment period from April 23, 2021, to May 6, 2021 during which no comments were received.

Staff Recommendation

The new program request submitted by Cloud County Community College for a Technical Certificate A at 18 credit hours in Welding Technology has been reviewed by the Technical Education Authority and is recommended for approval.

Colby Community College requests approval of the following program:

- Welding (48.0508) – Technical Certificate A/16 credit hours and Technical Certificate B/32 credit hours

According to the U.S. Department of Education, CIP Code 48.0508 Welding Technology/Welder is defined as a program that prepares individuals to apply technical knowledge and skills to join or cut metal surfaces. Curriculum includes instruction in arc welding, resistance welding, brazing, and soldering, cutting, high-energy beam welding and cutting, solid state welding, ferrous and non-ferrous materials, oxidation-reduction reactions, welding metallurgy, welding processes and heat treating, structural design, safety, and applicable codes and standards.

Cross walking the proposed CIP Code (48.0508 Welding Technology/Welder) to occupations resulted in two standard occupation classification codes (SOC Code), 51-4121 Welders, Cutters, Solderers, and Brazers, and 51-4122 Welding, Soldering, and Brazing Machine Setters, Operators, and Tenders. CCCC states the proposed program will lead to 51-4122 Welding, Soldering, and Brazing Machine Setters, Operators, and Tenders which is defined as an employee who sets up, operates, or tends welding, soldering, or brazing machines or robots that weld, braze, solder, or heat treat metal products, components, or assemblies.

The proposed program is in partnership with the Norton Correctional Facility (NCF). In 2021, CCC was awarded the bid to be NCF's educational provider and began offering work and life skill training, GED programming, Work Keys, Manufacturing Skills, Telecommunications certifications, and the Renewable and Sustainable Energy programs. NCF, CCC, and local industry partners explored the Welding program as an additional program offering to inmates to reduce the recidivism rate and fill local industry demands.

The proposed program consists of two exit points, a 16-credit hour technical certificate A and a technical a 32-credit hour technical certificate B. The proposed program meets statewide alignment, and upon completion, students would be eligible for certifications offered through the American Welding Society.

The Kansas Department of Labor Long-term Occupation Projections 2018-2028 indicate a statewide change of employment for Welders, Cutters, Solderers, and Brazers of 4.4% with an annual median wage of \$41,220 with a high school diploma or equivalent as the typical education needed for entry. Annual openings equate to 788 jobs per year.

EMSI job posting analytics show that from March 2020 to March 2021, 4,197 total postings (1,161 unique postings) were advertised statewide with a median advertised salary of \$18.52 per hour.

Three letters of support for the proposed program were received from the Hess Services, Inc., the Kansas Department of Corrections, and Norton Correctional Facility. Supports and commitments for the program including employment opportunities before and after inmate's release, serving on the local advisory board, and utilization of dedicated welding instructional space.

Currently, twenty-three institutions offer similar programs. According to the AY19 Kansas Training Information Program (K-TIP) report, as a system, 429 students graduated and exited the higher education system with average wages ranging from \$16,566 to \$46,389 per year.

Three-year (2017, 2018, and 2019) system-wide K-TIP data for similar programs found 932 students graduated and exited the higher education system with an average wage of \$32,696 per year.

Colby Community College plans to begin the proposed Welding Technology program in the fall of 2021. The college estimates the initial cost of the proposed program at approximately \$81,895 (\$51,100 salaries, \$10,045 equipment, \$5,000 tools, \$15,000 instructional supplies, and materials, and \$750 in travel expenses). Salaries and travel expenses will be funded through institutional costs which were set aside for program and professional development. Equipment, tools/supplies, and instructional supplies/materials will be covered by the Department of Corrections. The existing Welding and instructional space at NCF will be utilized. Aaron Thayer, Instructor of Welding, will assume responsibility for the proposed program.

The proposed program was subject to the 10-day comment period from August 23, 2021, to September 3, 2021 during which no formal comments were received.

Staff Recommendation

The new program request submitted by Colby Community College for a Technical Certificate A at 16 credit hours and a Technical Certificate B at 32 credit hours in Welding Technology has been reviewed by the Technical Education Authority and is recommended for approval.

Washburn Institute of Technology requests approval of the following program:

- Sterile Processing Technology (51.1012) – Technical Certificate A/28 credit hours

According to the U.S. Department of Education, CIP Code 51.1012 Sterile Processing Technology/Technician is defined as a program that prepares individuals to clean, sterilize, and assemble surgical instruments, equipment, and supplies for use in operating rooms and other medical and surgical facilities. Program curriculum includes instruction in sterilization; infection control; decontamination; and surgical instrumentation processing, distribution, and record-keeping.

Cross walking the proposed CIP Code (51.1012 Sterile Processing Technology) to occupations resulted in one standard occupation classification code (SOC Code), 31-9090 Medical Equipment Preparers. The occupation is defined as an employee who prepares, sterilizes, installs, or cleans laboratory or healthcare equipment. Medical Equipment preparers may also perform routine laboratory tasks and inspect equipment.

The proposed program consists of one exit point, a 27-credit hour Technical Certificate A. Upon completion, students would be eligible for First Aid/CPR and the Certified Registered Central Services Technician offered through the International Associate of Healthcare Central Service Material Management.

The Kansas Department of Labor Long-term Occupation Projections 2018-2028 indicate a statewide change of employment for Medical Equipment Preparers of 4.2% with an annual median wage of \$35,260 with a high school diploma or equivalent as the typical education needed for entry. According to the Perkins Comprehensive Local Needs Assessment, Sterile Processing was situated between Strengths and Gaps with local and statewide demands.

EMS job posting analytics show that from August 2020 to August 2021, 4,181 total postings (791 unique postings) were advertised statewide with a median advertised salary of \$26.65 per hour.

Three letters of support for the proposed program were received from LMH Health, Advent Health, and Stormont Vail Health. Supports and commitments for the program include serving on the local advisory committee, serving as a clinical site, and a commitment to hire program graduates.

Currently, there are no similar state funded programs.

Washburn Institute of Technology plans to begin the proposed Sterile Processing Technology program in the summer of 2022. The college estimates the initial cost of the proposed program at approximately \$114,540 (\$57,540 salaries, \$40,000 equipment, \$1,000 tools and supplies, \$5,000 instructional supplies and materials, \$10,000 facility requirements, and \$1,000 technology and software). The program is a subset of existing courses within the Surgical Technology program. For this reason, almost all costs for program development are funded through student tuition, student fees, and state aid. Equipment costs will be funded through savings the institution had from elimination of programs and positions in other areas. Pam Masters, Director of Health Occupations, will assume responsibility for the proposed program.

The proposed program was subject to the 10-day comment period from September 27, 2021, to October 8, 2021 during which no formal comments were received.

Staff Recommendation

The new program request submitted by Washburn Institute of Technology for a Technical Certificate A at 28 credit hours in Sterile Processing Technology has been reviewed by the Technical Education Authority and is recommended for approval.

Washburn Institute of Technology requests approval of the following program:

- Plumbing Technology (46.0503) – Technical Certificate B/30 credit hours

According to the U.S. Department of Education, CIP Code 46.0503 Plumbing Technology/Plumber is defined as a program that prepares individuals to apply technical knowledge and skills to lay out, assemble, install, and maintain piping fixtures and systems for steam, natural gas, oil, hot water, heating, cooling, drainage, lubricating, sprinkling, and industrial processing systems in home and business environments. Program curriculum includes instruction in source determination, water distribution, waste removal, pressure adjustment, basic physics, technical mathematics, blueprint reading, pipe installation, pumps, welding and soldering, plumbing inspection, and applicable codes and standards.

Cross walking the proposed CIP Code (46.0503 Plumbing Technology/Plumber) to occupations resulted in one standard occupation classification code (SOC Code), 47-2152 Plumbers, Pipefitters, and Steamfitters. The occupation is defined as an employee who assembles, installs, alters, and repair pipelines or pipe systems that carry water, steam, air, or other liquids or gases. Plumbers may install heating and cooling equipment and mechanical controls including sprinkler fitters.

Washburn Institute of Technology currently offers plumbing courses through the Climate and Energy Control program offered at the Kansas Juvenile Correctional Complex (KJCC). Due to increased demand for Plumbers, the college would like to expand the course offerings into a program offered at the correctional facility and both the Huntoon and East Campuses.

The proposed program consists of one exit point, a 30-credit hour Technical Certificate B. Upon completion, students would be eligible for Level 1, 2, 3, and 4 Plumbing certifications offered through the National Center for Construction Education and Research.

The Kansas Department of Labor Long-term Occupation Projections 2018-2028 indicate a statewide change of employment for Plumbers, Pipefitters, and Steamfitters of 6.1% with an annual median wage of \$56,810 with a high school diploma or equivalent as the typical education needed for entry. Annual openings equate to 619 jobs per year. According to the Perkins Comprehensive Local Needs Assessment, there is a large gap for programs under Construction Trades. Although Plumbing was not specifically mentioned in the data, conversations with local business and industry indicate there is a need for the program.

EMSI job posting analytics show that from August 2020 to August 2021, 2,435 total postings (668 unique postings) were advertised statewide with a median advertised salary of \$25.05 per hour.

Three letters of support for the proposed program were received from the Kansas Department of Corrections, Pat the Plumber, and McElroys. Supports and commitments for the program include serving on the local advisory committee, providing mock interviews, providing job shadowing experiences, providing internships, financial support, and the development of a scholarship program.

Currently, two programs exist statewide at Barton Community College and Johnson County Community College. Barton Community College's program was in partnership with the Kansas Department of Corrections. BCC reports that 56 students graduated the program in the correctional setting. JCCC's program began in AY21 which is too new for K-TIP data.

Washburn Institute of Technology plans to begin the proposed Plumbing program in the fall of 2022. The college estimates the initial cost of the proposed program at approximately \$126,020 (\$63,020 salaries, \$40,000 equipment, \$500 tools and supplies, \$5,000 instructional supplies and materials, \$10,000 facility requirements, \$2,500 technology, and software, and \$5,000 NCCER costs). The program will be initially launched at KJCC and funded through institutional dollars, Maintenance of Effort, KJCC funds, Perkins, and business and industry donations. Chaz Havens, Director of Academic Sites and Initiatives, will assume responsibility for the proposed program.

The proposed program was subject to the 10-day comment period from September 27, 2021, to October 8, 2021 during which no formal comments were received.

Staff Recommendation

The new program request submitted by Washburn Institute of Technology for a Technical Certificate B at 30 credit hours in Plumbing Technology has been reviewed by the Technical Education Authority and is recommended for approval.

2. Act on Excel in CTE Fees for Barton Community College, Cloud County Community College and Washburn Institute of Technology

➤ *Pillar II: Talent Pipeline – Special Initiatives*

Summary and Staff Recommendation

To enhance the talent pipeline for Kansas business and industry, the Legislature enacted the Excel in Career Technical Education (CTE) initiative to provide state-financed colleges tuition for high school students in postsecondary technical education courses.

Per statute (K.S.A. 72-3810), the Kansas Board of Regents shall establish general guidelines for tuition and fee schedules in career technical education courses and programs. The Excel in CTE tuition and fee schedule of every technical education program shall be subject to annual approval.

Background

K.S.A 72-3810 states:

“All tuition and fees charged for career technical education by any board shall be in such amounts as are authorized by rules and regulations adopted by the state board which shall establish general guidelines for tuition and fee schedules in career technical education courses and programs. The particular tuition and fee schedule of every career technical education program shall be subject to annual approval of the state board. A current complete schedule of tuition and fees for each career technical education course and program of each board as approved by the state board shall be maintained on file in the office of the state board and shall be open for public inspection at any reasonable time.”

"Fees means those charges assessed against a student by a community college, technical college or the institute of technology for student services, such as health clinics, athletic activities and technology services, or for books, supplies or other materials necessary for a particular course or program, the expense of which is not covered by tuition."

"Tuition means those charges assessed against a student by a community college, technical college or the institute of technology on a per credit hour, per course or per term basis, and that are charged to cover the general expense of providing instructional services."

As per the Kansas Postsecondary Technical Education Authority’s (TEA) request, on Thursday, December 19, 2019, representatives from community colleges, technical colleges, and Board staff met to set guidelines for fees associated with Excel in CTE courses and programs. As a result of this meeting, agreed upon allowable fees include items/services students take with them and industry-specific fees required for entrance/acceptance into the program.

Allowable fees include:

- Uniforms
- Personal protective equipment
- Background checks
- Fingerprints
- Drug tests
- E-subscriptions/E-books
- Textbooks
- Certification tests
- Liability insurance (example: student malpractice)
- Graduation fees (if applicable)
- Transcript fees (if applicable)

Unallowable fees include:

- Student fees (general)
- Technology fees
- Health fees
- Consumables
- Any other fee not on the allowable list

Non-tiered courses - per statute (K.S.A. 71-1802) a technical program is defined as a “program of study comprised of a sequence of tiered technical courses and non-tiered courses, which is identified by the state board as a technical program for funding purposes.” For this reason, students enrolled in technical programs may take non-tiered courses and are responsible for all associated tuition and fees.

Recommendation

The new program Excel in CTE fees below have been approved by the Kansas Postsecondary Technical Education Authority and are recommended for approval:

- Barton Community College: Plumbing Technology for a total of \$471 for tools, credential testing, and personal protective equipment.
- Cloud County Community College: Welding Technology for a total of \$1,176.36 for personal protective equipment, textbooks, and certification testing.
- Washburn Institute of Technology: Sterile Processing Technology for a total of \$325 for textbooks and credential testing.
- Washburn Institute of Technology: Plumbing Technology for a total of \$892 for tools, personal protective equipment, credentials exams and testing.

- 3. **Act on Promise Act Programs for Barton Community College, Butler Community College, Cloud County Community College, Colby Community College and Washburn Institute of Technology**
 - *Pillar I: Affordability – On Time Graduation*

Summary and Staff Recommendation

To improve time-to-completion, initiatives such as the Promise Act encourage students to complete on time with the benefit of free college.

The Kansas Legislature enacted the Kansas Promise Scholarship Act (Promise Scholarship) which would provide scholarships for students to attend an eligible postsecondary education institution. Eligible programs would be any two-year associate degree program, career and technical education certificate, or stand-alone program that fall into the four fields of study prescribed. It also allows each eligible institution to designate one additional program outside the specified fields that corresponds to a high wage, high demand, or critical need occupation.

Background

On April 23, 2021, Governor Kelly signed [House Bill 2064](#), the Kansas Promise Scholarship Act. The Act provides \$10 million in scholarships for students to enroll in eligible programs at eligible institutions beginning academic year 2022, or July 1, 2021.

The Act also states that the Board of Regents will administer the program. Administration is broken into three categories: Rules and Regulations, Eligible Programs, and Other Responsibilities. The Kansas Postsecondary Technical Education Authority is delegated the approval of eligible programs. The Act (section 2) identifies eligible programs as any of the following fields of study:

- Advanced Manufacturing and Building Trades
- Early Childhood Education and Development
- Mental and Physical Healthcare
- Information Technology and Security

The Act (section 3) also states that “an eligible postsecondary institution may designate one additional promise eligible program if the additional program is a two-year associate degree program or a career and technical education certificate or stand-alone program that corresponds to a high wage, high demand, or critical need occupation.”

Recommendation

The following programs are seeking approval to become Promise Eligible programs. Programs have been approved by the Kansas Postsecondary Technical Education Authority and are recommended for approval:

- Barton Community College: Plumbing Technology which falls under the Advanced Manufacturing and Building Trades category which is specified in legislation.
- Butler Community College: Exercise Science which falls under the Mental and Physical Healthcare category which is specified in legislation.
- Butler Community College: Sports Management which falls under the Mental and Physical Healthcare category which is specified in legislation.
- Cloud County Community College: Welding Technology which falls under the Advanced Manufacturing and Building Trades category which is specified in legislation.
- Colby Community College: Welding Technology which falls under the Advanced Manufacturing and Building Trades category which is specified in legislation.

- Washburn Institute of Technology: Sterile Processing Technology which falls under the Mental and Physical Healthcare category which is specified in legislation.
- Washburn Institute of Technology: Plumbing Technology which falls under the Advanced Manufacturing and Building Trades category which is specified in legislation.

E. Other Matters

- 1. **Adopt Updated Resolution Transferring Board’s Authority to Exercise Management Control Over Security of Certain Kansas State University Related Classified Information to a Security Executive Committee – KSU** **Julene Miller,
General Counsel**

In September, the Board adopted an updated Resolution that formally acknowledges that the current Regents shall not have access to certain classified information protected by federal law, and to update references to the Department of Defense regulatory requirements. The only update at this time is to replace Peter Dorhout with the new Vice President for Research, Dr. David Rosowsky.

This Resolution – originally adopted in March 2009 in support of the University’s pursuit of a Biosecurity Research Institute project – created the University Security Executive Committee so the BRI could obtain Facility Security Clearance pursuant to 32 CFR Part 117, National Industrial Security Program Operating Manual (NISPOM). If the Board desires Kansas State University’s continuance of BRI projects and to be excluded from Personnel Clearance requirements that accompany the Facility Clearance process, the Board must adopt an updated Resolution that transfers its management control over the classified information that may become available to individuals at the University.

The Resolution is set forth below and provides that such authority would then reside in a Security Executive Committee comprised of the University President, Provost, Vice President of Research and Facility Security Officer and the Board President and CEO. The Board President and CEO was added to the Committee in February 2019 due to a new Department of Defense requirement that the Board President and CEO undergo the Personnel Security Clearance process.

Proposed Updated Resolution

A RESOLUTION OF THE KANSAS BOARD OF REGENTS TO TRANSFER AUTHORITY TO EXERCISE MANAGEMENT CONTROL AND SUPERVISION OVER SECURITY OF CLASSIFIED INFORMATION PROTECTED PURSUANT TO EXECUTIVE ORDER 13526, AS AMENDED, ITS SUCCESSOR OR PREDECESSOR ORDERS, AND THE ATOMIC ENERGY ACT OF 1954, AS AMENDED, AND IN THE POSSESSION OF KANSAS STATE UNIVERSITY; SUCH AUTHORITY TO BE TRANSFERRED TO A LEGALLY CONSTITUTED SECURITY EXECUTIVE COMMITTEE COMPOSED OF THE KANSAS STATE UNIVERSITY PRESIDENT, THE KANSAS STATE UNIVERSITY PROVOST, THE KANSAS STATE UNIVERSITY VICE PRESIDENT FOR RESEARCH, THE KANSAS STATE UNIVERSITY FACILITY SECURITY OFFICER AND THE BOARD OF REGENTS PRESIDENT AND CEO.

WHEREAS, the Kansas Board of Regents (the "Board") is vested under the Constitution and laws of the State of Kansas with supervision and control over Kansas State University (the "University") and is authorized under such laws to adopt this Resolution and perform, execute and carry out, or cause to be performed, executed and carried out, the powers, duties and obligations of the Board under this Resolution in connection with the University’s operation as a Contractor pursuant to 32 CFR Part 117, National Industrial Security Program Operating Manual (NISPOM), dated February 24, 2021; and

WHEREAS, the Board has, pursuant to K.S.A. 76-712, delegated responsibility for administration of the affairs of the University to the chief executive officer (“President”) of the University; and

WHEREAS, the Defense Counterintelligence and Security Agency (DCSA) and the Board have heretofore determined that, in order for the University to obtain Facility Clearance pursuant to 32 CFR Part 117, National Industrial Security Program Operating Manual (NISPOM), it is advisable to specifically, by Board Resolution, transfer authority to exercise management control and supervision over security of classified information protected pursuant to executive order 13526, as amended, its successor or predecessor orders, and the atomic energy act of 1954, as amended, and disclosed to the University, to a Security Executive Committee composed of the University President, the University Provost, the University Vice President for Research, the University Facility Security Officer and the Board President and CEO; and

WHEREAS, the University President, the University Provost, the University Vice President for Research, the University Facility Security Officer and the Board President and CEO have been processed for a personnel security clearance for access to classified information to the level of the facility security clearance to be granted to the University, as provided for National Industrial Security Program established by Executive Order 13526.

NOW THEREFORE, BE IT RESOLVED BY THE KANSAS BOARD OF REGENTS, AS FOLLOWS:

SECTION 1. The Board hereby transfers authority to exercise management control and supervision over security of classified information protected pursuant to Executive Order 13526, as amended, its successor or predecessor orders, and the atomic energy act of 1954, as amended, and disclosed to the University, to the University Security Executive Committee. This transfer includes responsibility over all matters involving the security of such classified information in the possession of the University.

SECTION 2. The University Security Executive Committee to which the Board transfers authority under Section 1 shall consist of five members, each of whom have been processed for a personnel security clearance for access to classified information to the level of the facility clearance granted to the University. The five members shall be the following individuals, or their successors once cleared:

- President, Richard B. Myers
- Provost, Charles S. Taber
- Vice President for Research, David Rosowsky
- Facility Security Officer, Jonathan D. Snowden
- Board President and CEO, Blake Flanders

SECTION 3. The following members of the Kansas Board of Regents agree that they shall not require, shall not have, and can be effectively excluded from, access to all classified information protected pursuant to executive order 13526, as amended, its successor or predecessor orders, and the atomic energy act of 1954, as amended, that is disclosed to the University and will not knowingly take action to affect adversely the policies and practices of the University in the performance of classified contracts of the Department of Defense, or associated User Agencies with the National Industrial Security Program, awarded to the University.

William Charles Feuerborn
Cheryl Harrison-Lee
Mark Edward Hutton
Carl R. Ice
Shellaine Lynn Kiblinger
Cynthia R. Lane
Jonathan David Rolph
Allen C. Schmidt
Winton A. Winter, Jr.

CERTIFICATE

We, the undersigned Chair and President and CEO of the Kansas Board of Regents (the "Board"), hereby certify that the foregoing Resolution was lawfully adopted by the Board at its meeting held on November 17, 2021.

KANSAS BOARD OF REGENTS

(SEAL)

By _____
Cheryl Harrison-Lee, Chair

ATTEST:

By _____
Blake Flanders, President and CEO

DISCUSSION AGENDA

VI. Consideration of Discussion Agenda

A. Board Goal

1. Act on Review of State University Student Health Care Centers

**Blake Flanders,
President and CEO**

Summary and Staff Recommendation

One of the Board’s adopted goals for the current academic year is to study best practices for universities’ student health centers. As part of the Board’s discussion on this topic in September, the Board voted to direct President Flanders and the university CEOs to work with Dr. Debbie Haynes to develop a scope of work and timeline for the task force to be presented at the November meeting. Staff recommends adoption of the scope as noted below.

Background

As advocates for healthy students and a healthy campus community, a college health program like Student Health Services provides many non-direct care, non-revenue generating functions including:

- Case management with coordination of services/campus resources for students with acute/chronic health conditions;
- Health promotion and wellness educational programming for students in academic and non-academic settings;
- Educational opportunities for students through experiential and applied learning experiences;
- Oversight and management of public health issues and a point of contact for local health departments;
- Management of the tuberculosis prevention and control program and immunization compliance processes;
- Development of campus and community partnerships to provide free services and health screenings to all students; and
- Serving as the campus point of contact and advocate for the student health insurance program.

Student Health is part of the campus community. Health center staff participate in several campus groups that contribute to the campus structure and support inclusion. The coordination of health and wellness services, the expertise of working with college students, and access to affordable professional health care services are all part of the value of Student Health.

At the September meeting, Regent Hutton moved that the Board appoint a Student Healthcare Task Force to commission and evaluate an independent study of the healthcare delivery system at six of the state universities, excluding KU Medical Center. Regent Hutton suggested that the following individuals be appointed to the task force:

- Dr. Debbie Haynes – Chair
- Mark Finucane
- Lauren Lucht
- Russell Rein
- Brian White
- Steve Kelly
- Bob Copple
- A university representative chosen by the six state universities

Rather than appoint the Task Force, the Board directed President Flanders to work with Dr. Haynes and the state university CEOs to identify the representative and develop a scope for the Task Force.

The state universities nominated two representatives in addition to Brian White, General Counsel for the University of Kansas: Dr. Thomas Lane, Vice President for Student Life at Kansas State University and Rita Girth, Operations Director of the Bryant Student Health Center at Pittsburg State University to serve on the Task Force.

The universities also provided feedback, incorporated below.

Wichita State University Response to A Proposal for a Student Healthcare Task Force

Wichita State has been focused on increasing third party billing insurance for several years now. Traditionally across the country, campus health services have been subsidized by states, tuition and or student fees. This was the case at Wichita State. For decades, health services were funded solely by student fees with the only third-party insurance filed being the KBOR offered student insurance. We are proud we have kept the cost for students exceptionally low, often less expensive than a single co-pay, helping us serve students and keep the cost of a college education more affordable for all. We remain committed to keeping the cost to students as low as possible.

In 2018, WSU expanded billing to include Blue Cross Blue Shield of Kansas. Currently, WSU Student Health Services files all insurance claims for students and is an in-network provider for 4 Kansas plans. In addition, fees for services have been kept low intentionally to minimize the burden to students without insurance or those with high deductible plans. As part of our efforts to maintain costs, WSU has recently reclassified a vacant position to a Student Wellness Center Business Operations Manager to lead our efforts to grow third party revenue streams. An additional strategy employed at WSU to keep costs down as well as to provide applied learning experiences for our health-related program majors, is to hire students to work in the Student Health Center. This has proven to be an invaluable learning experience that we hope to continue to grow.

A Comprehensive College Health Program (CCHP) is an integral component to the campus community providing important wrap around services to students, public health services, education, awareness, and applied learning and research opportunities, in addition to medical and mental health services all to support the academic mission of the University. According to the American College Health Association, the providers “blend an understanding of the needs of the individual student with the needs, objectives, and challenges of a specific campus community in a way that other providers cannot replicate.” This has been so keenly demonstrated this past 19 months as campus health providers continue to lead university responses to the pandemic and thus have experienced significant losses in charges for treatment as the Covid response was a top priority to keeping colleges open.

The following are specific recommendations we would ask the task force to consider.

- Include student representation on the task force
- Include public forums to hear voices from providers, administrators, students, and the public on each state school campus
- Work closely with campus student health administrators to collect accurate data on each campus
- Avoid taking a one size fits all approach and evaluate impacts to each unique university community
- Consider unique qualities of each university community in resulting recommendations

National Benchmarking

- Review and compare healthcare financial structures at other peer Institutions of Higher Education
- Review outcomes of other University systems that attempted to grow insurance payments
- Review established ‘best practices’ for achieving both financial and student health outcomes

- Conduct a review of the current KBOR student health insurance plan to understand impact on out of pocket insurance costs for students
- Review the American College Health Association's (ACHA) documents "Framework for a Comprehensive College Health Program" and "Outsourcing of College Health Programs: Discussion Points"
- Review the American Council on Education's document "Investing in Student Mental Health: Opportunities and Benefits for College Leadership"

University/Student Experience

- Evaluate billable and non-billable services provided at each university in relationship to distinct student characteristics at each campus. For example, what is the impact on:
 - o international vs. domestic students,
 - o rural vs. urban settings
 - o out of state (out of network) vs. in-state students
 - o low-income students with no insurance or high deductible plans
 - o Cash paying students
- Explore potential health outcomes due to financial barriers for treatment
- Consider the loss in enrollment if individual costs for health services present a barrier to students seeking treatment impacting persistence and retention rates
- Consider barriers to treatment for some students who will avoid using parent's insurance due to confidentiality and safety concerns
- Consider the impacts to applied learning opportunities as many student providers in training are unable to be credentialed by third party payees.
- Consider issues related to Title IX and Title IX liability separate from Healthcare malpractice.

Task Force Outcomes

- Provide recommendations to the institutions for keeping overall student fees and out of pocket costs low for students without reducing services
- Provide recommendations on how to best serve the needs of first generation, low income, underrepresented students

Emporia State University requested clarification on the timeline for campus health centers. During the Board's meeting in September, the point was made that data collections and interviews regarding campus healthcare center operations and services would not call on the active engagement of the campus health care professionals during Fall 2021 so that their professionals could concentrate on the operations and extra volume we are experiencing related to continued Pandemic issues

Fort Hays State University

At Fort Hays State we are always focused on continuous improvement. We look forward to learning the results of the study and potential pathways to decrease risk and increase income.

A couple of thoughts for consideration:

- Align the analysis with the standards that exist for higher education:
 - Accreditation Association for Ambulatory Health Care (AAAHC). The AAAHC serves as an advocate for the provision and documentation of high-quality health services in ambulatory health care organizations. This is accomplished through the development of standards and through its survey and accreditation programs.
 - International Association of Counseling Services. The International Association of Counseling Services accredits university and college counseling centers and public and private counseling

agencies and advances the professional development of counseling services by establishing and encouraging high standards of professional performance and conduct.

- If the recommendations include strengthening our relationship with external providers, please allow for local partnerships.
- When requesting and studying data in health insurance, please factor in uninsured students. At Fort Hays State University 25-30% of our on-campus students are uninsured.
- It may be prudent to think about governance and oversight in framing the scope. Is it better to utilize phase I to better understand the landscape and then in phase II utilize that knowledge to charge the universities to individually create a plan, congruent with mission and community resources, to meet the objectives of the task force? This keeps the Board in a governance/oversight/accountability role and may reduce the amount of liability the Board takes on.

Kansas State University suggests that the initial work of the Task Force include analysis of results from university health centers that have moved from a student-fee centric model to a fee-for-service based model (e.g., student satisfaction, access to care impact, financial impact, equity considerations, impact on health promotions programming).

Scope

Perform a high-level assessment of the six university student health centers' ability to collect student health insurance reimbursement as compared to industry standards.

Perform a high-level assessment of existing management controls in place at each center to ensure effective safety, security and oversight of providers, center staff, as well as clinical information and services.

Staff Recommendation

It is recommended that the Board approve the scope of work presented above and appoint the full Task Force membership, including the two additional appointees recommended by the University Presidents. The study can then be initiated, with the stated expectation that interim progress reports and final results will be provided to the Board. A final report is to be presented by the June 15, 2022 meeting.

B. *Fiscal Affairs & Audit*

1. Receive FY 2023 Housing and Food Service Rate Adjustment Proposals Submitted by State Universities (First Read)

➤ *Pillar I: Affordability – On Time Graduation*

Regent Hutton
 Elaine Frisbie
 VP, Finance & Administration

Background

According to Board policy (Ch.II,D.1c.(i)(1), the state universities submit housing rates to the Board for first reading in November, with final action taken by the Board in December. Accordingly, all six universities submitted proposals which, if approved, will take effect for the academic year 2022-2023. Food service rate proposals are also provided in the same sequence, as a student cost that typically accompanies on-campus housing.

User fees typically must cover the cost of operating these auxiliary enterprises. The Board of Regents suspended the provision in Board policy that prohibits the university from providing financial support to auxiliaries. This suspension was in place for only FY 2021. The six universities have different housing and food service rate structures that account for different circumstances, such as occupancy rates, age of facilities, the amount of outstanding debt, and economies of scale related to the capacity of the housing and food service operations.

To illustrate the rate increases for each university, the following tables compare the current and proposed annual (two semester) rate at each institution for a range of housing and dining options. The tables do not capture the entire array of options from which students have to choose but are somewhat illustrative of the cost variances.

Modest Double Occupancy Room and Limited Dining Option

	AY 2021-2022	Proposed AY 2022-2023	\$ Increase	% Increase	Projected Occupancy Rate*
ESU	\$9,252	\$9,488	\$236	2.6%	85.1%
FHSU	\$8,182	\$8,284	\$102	1.0%	90.0%
KSU	\$9,480	\$9,480	\$0	0%	65.3%
KU	\$9,700	\$9,930	\$230	2.4%	95.0%
PSU	\$7,956	\$8,180	\$224	2.8%	90.0%
WSU	\$11,110	\$11,110	\$0	0%	95.0%

ESU – Towers/Trusler/Singular Double Room Rate plus 150 Block Meal Plan

FHSU – McMIndes Hall Double Room Rate plus 10 Meals/Week Plan

KSU – Goodnow Traditional Double Room plus Any 14 Meals/Week Plan

KU – Traditional Style Double Room plus Blue Flex Meal Plan

PSU – Double Room plus 5 Day Unlimited Meal Plan

WSU – Shocker Hall Double 2 Bedroom Suite/1 bath with Unlimited Access Meal Plan

**Occupancy rate is projected as of the Fall 20th Day student count, except for FHSU, which averages the Fall and Spring 20th day counts together. Several factors may affect occupancy rates – including availability of rooms and requirements that students live on the campus. With some exceptions, ESU, FHSU, PSU and WSU require some students to live on campus; KSU will have the same requirement starting with Fall 2022. The occupancy rate for PSU reflects the use of double rooms as single rooms and is a room occupancy rate.*

Renovated/New Construction Room and Unlimited Dining Option

	AY 2021-2022	Proposed AY 2022-2023	\$ Increase	% Increase	Projected Occupancy Rate*
ESU	\$9,952	\$10,188	\$236	2.4%	85.1%
FHSU	\$8,694	\$8,803	\$109	1.0%	90.0%
KSU	\$12,450	\$12,450	\$0	0%	65.3%
KU	\$13,025	\$13,418	\$393	3.0%	95.0%
PSU	\$9,196	\$9,426	\$230	2.5%	90.0%
WSU	\$12,660	\$12,660	\$0	0%	95.0%

- ESU – Schallenkamp Double Room Rate plus All Access Meal Plan
- FHSU – Victor E/Tiger Village Room Rate plus Open Access Meal Plan
- KSU – Wefald Traditional Private Double Room Rate Plus All Access Meal Plan
- KU – Suite Style Room (Double/Shared) Rate plus All Access Unlimited Meal Plan
- PSU – Single Room Plus 7 Day Unlimited Meal Plan
- WSU – The Suites 2 Bedroom Suite plus All Access Meal Plan

**Occupancy rate is projected as of the Fall 20th Day student count, except for FHSU, which averages the Fall and Spring 20th day counts together. Several factors may affect occupancy rates – including availability of rooms and requirements that students live on the campus. With some exceptions, ESU, FHSU, PSU and WSU require some students to live on campus; KSU will have the same requirement starting with Fall 2022. The occupancy rate for PSU reflects the use of double rooms as single rooms and is a room occupancy rate.*

Each university describes in the respective documentation the business case for the various proposed increases. Furthermore, each state university provides summary financial information for its housing system. Generally, the proposed increases are driven by anticipated inflationary costs and facility maintenance and enhancements. Each university indicates the proposed increases were reviewed by the appropriate campus groups with student representation.

The annual College Board “*Trends in College Pricing*” reports the prices estimated by the College Board as charged by institutions in 2021-2022, how prices have changed over time, and how they vary within and across types of institutions. The report includes a calculation of average room and board charges weighted by the number of undergraduates living in college housing. The report can be found at <http://trends.collegeboard.org/college-pricing>. A comparison of national rates for the current year compared to last year is displayed below. The 2.0 percent average increase among public four-year institutions most similar to the state universities

**Average Published Charges Room and Board
for Full-Time Undergraduates
Weighted by Number of Undergraduates Living in College Housing**

Sector/Carnegie Classification	AY 2021	AY 2022*	\$ Increase	% Increase
All Public Four-Year	\$11,720	\$11,950	\$230	2.0%
Doctoral Granting Institutions	\$12,230	\$12,500	\$270	2.2%
Master’s Granting Institutions	\$10,790	\$10,980	\$190	1.8%

**Estimated*

**FORT HAYS STATE UNIVERSITY
DIVISION OF STUDENT AFFAIRS
Department of Residential Life**

Current situation – In preparation for the 2021-2022 academic year, the department reserved space in two of our traditional halls for quarantine purposes. In McMIndes Hall the entire first floor was reserved for quarantine. Similarly, in Custer Hall where our Early College Program students are housed, an entire wing was reserved for quarantine.

Consistent with Board of Regents policy, the following amendments to the Comprehensive Fee Schedule are submitted for the Board’s November 2021 meeting.

Recommended Residence Hall & Apartment Rates – 2022-2023
Rates are reported for both fall and spring semesters

McMIndes Hall Double Room Rates, Fall & Spring Semester

Accommodations/Plan	2021-2022 Rate	2022-2023 Proposed Rate	Difference in Amount	Difference in Percentage
No meal plan	\$4,047	\$4,047	\$0	0%
Open access meal plan	\$8,374	\$8,481	\$107	1%
10 meals per week	\$8,182	\$8,284	\$102	1%
7 meals per week	\$8,120	\$8,221	\$101	1%

Victor E Village Hall Room Rates, Fall & Spring Semester*

Accommodations/Plan	2021-2022 Rate	2022-2023 Proposed Rate	Difference in Amount	Difference in Percentage
No meal plan	\$4,369	\$4,369	\$0	0%
Open access meal plan	\$8,694	\$8,803	\$109	1%
10 meals per week	\$8,503	\$8,606	\$103	1%
7 meals per week	\$8,441	\$8,543	\$102	1%

Tiger Village Housing Rates

Accommodations/Plan	2021-2022 Rate	2022-2023 Proposed Rate	Difference in Amount	Difference in Percentage
No meal plan	\$4,369	\$4,369	\$0	0%
Open access meal plan	\$8,694	\$8,803	\$109	1%
10 meals per week	\$8,503	\$8,606	\$103	1%
7 meals per week	\$8,441	\$8,543	\$102	1%

Residence Hall Single Room Rates, Fall & Spring Semester*

Premium charge of \$651 will be added for any single room accommodation in standard McMIndes, and Victor E Village Rooms.

Tiger Place Suites, Fall & Spring Semester

Accommodations/Plan	2021-2022 Rate	2022-2023 Proposed Rate	Difference in Amount	Difference in Percentage
No meal plan	\$5,241	\$5,241	\$0	0%
Open access meal plan	\$9,567	\$9,675	\$108	1%
10 Meals per week	\$9,375	\$9,478	\$103	1%
7 Meals per week	\$9,313	\$9,415	\$102	1%

Dane G. Hansen Scholarship Hall, Fall & Spring Semester

Accommodations/Plan	2021-2022 Rate	2022-2023 Proposed Rate	Difference in Amount	Difference in Percentage
No meal plan	\$2,975	\$2,975	\$0	0%
Open access meal plan	\$7,301	\$7,409	\$108	1%
10 Meals per week	\$7,109	\$7,212	\$103	1%
7 Meals per week	\$7,048	\$7,149	\$101	1%

Wooster Place Apartment, Fall & Spring Semester (10 Months)

Accommodations (Not Furnished)	2021-2022 Rate	2022-2023 Proposed Rate	Difference in Amount	Difference in Percentage
1 Bedroom	\$5,823	\$5,823	\$0	0%
2 Bedroom	\$6,316	\$6,316	\$0	0%
2 Bedroom Shared	\$5,149	\$5,149	\$0	0%

Stadium Place Apartment, Fall & Spring Semester (10 Months)

Accommodations	2021-2022 Rate	2022-2023 Proposed Rate	Difference in Amount	Difference in Percentage
2 Bedroom	\$6,316	\$6,316	\$0	0%
4 Bedroom	\$5,732	\$5,732	\$0	0%

Additional Fees

Fee	2021-2022 Rate	2022-2023 Proposed Rate	Difference in Amount	Difference in Percentage
Application fee	\$40	\$40	\$0	0%
Late fee	\$25	\$25	\$0	0%

Weekly Rates

Accommodations	2021-2022 Rate	2022-2023 Proposed Rate	Difference in Amount	Difference in Percentage
Early arrival for students with housing contracts	\$138	\$138	\$0	0%
Guest room	\$191	\$191	\$0	0%

Daily Rates

Accommodations	2021-2022 Rate	2022-2023 Proposed Rate	Difference in Amount	Difference in Percentage
Early arrival for students with housing contracts	\$62	\$62	\$0	0%
Guest Room	\$85	\$85	\$0	0%

Summer Term

Accommodations	2021-2022 Rate	2022-2023 Proposed Rate	Difference in Amount	Difference in Percentage
Camper daily rate for a double room	\$13	\$13	\$0	0%
Camper daily rate for a single room	\$26	\$26	\$0	0%

**FORT HAYS STATE UNIVERSITY
PROPOSED INCREASES IN RESIDENCE HALL, CONTRACT BOARD AND APARTMENT
RENTAL RATES AND FEES
2022-2023**

Business Impact of Proposed Rates

Expenditure Impact

FHSU is proposing no increase in room and a 2.5% increase to board rates for FY 2023. For information purposes, the anticipated increase for the Higher Education Pricing Index (HEPI) is 2.7% for fiscal year 2021. Our proposed increase in board rates is due to increasing costs related to our food service. We negotiated a significant cost increase, 6%, due to rising costs presented by our food service provider, Chartwells. Chartwells is experiencing cost increases in supplies as well as labor. FHSU thought it prudent to maintain a high-quality meal service as it has direct influence on student retention rates. The proposed rate increase will cover a portion of the overall cost to our housing operation. Residential Life plans to improve facilities will continue making adjustments where necessary in the event revenue misses estimates.

Estimated Benefits from Proposal

The 1.0% increase in the overall rate helps cover the increased cost of food, dining supplies, and employee recruitment and retention.

The proposal to maintain university room rates at current levels will require operating adjustments in residential life to cover the anticipated increases in certain costs such as insurance, other benefits, and the need for some cash to cover unanticipated operating expenditures.

Alternatives to Proposal

The proposal to increase rates as depicted in the accompanying “Recommended Residence Hall and Apartment Rates 2022-2023,” were determined to be the most advantageous to all parties concerned. The rate proposal was presented to the Residence Hall Association at their meeting on Thursday, October 21, 2021, and was approved. No alternatives were discussed.

Impact of Not Implementing Proposal

The proposed rate only increases the board rate from the prior year. Reducing the rate would have a negative impact on future plans for the maintenance, improvement, and replacement of facilities.

Residential Life						
Supplemental Financial Information	Projected	Estimated	Actual	Actual	Actual	
KBOR Rate Increase Request	FY 2023	FY 2022	FY 2021	FY 2020	FY 2019	
Gross Operating Revenue	\$ 10,214,434	\$ 9,669,672	\$ 10,703,137	\$ 9,597,905	\$ 10,735,708	
Gross Operating Expense	\$ 6,437,272	\$ 6,259,005	\$ 6,012,435	\$ 6,128,251	\$ 6,531,813	
COVID Lost Revenue Adjustment			\$ 1,059,431			
Gross Operating Revenue(Loss)	\$ 3,777,162	\$ 3,410,667	\$ 5,750,133	\$ 3,469,654	\$ 4,203,895	
Capital Improvements Expense*	\$ 300,000	\$ 300,000	\$ 344,982	\$ 1,791,311	\$ 1,629,277	
Annual Debt Service**	\$ 2,920,649	\$ 2,879,043	\$ 2,845,571	\$ 2,816,660	\$ 2,781,128	
Other Capital Expenditures						
Net Operating Revenue(Loss)	\$ 556,513	\$ 231,624	\$ 2,559,580	\$ (1,138,317)	\$ (206,510)	
Occupancy Rate	90%	***80%	***77%	92%	91%	
Reserve Balance (EOY)	\$ 4,164,123	\$ 3,607,610	\$ 3,375,986	\$ 816,406	\$ 1,961,917	
L/T Debt Outstanding	\$ 22,785,000	\$ 22,785,000	\$ 23,640,000	\$ 24,465,000	\$ 25,255,000	
Capital Improvements Planned*						
FY 2019					\$ 1,629,277	
FY 2020				\$ 1,791,311		
FY 2021			\$ 658,777			
FY 2022		\$ 300,000				
* Capital Improvements Description:						
FY 2019- Improvements at Wooster, McMIndes						
FY 2020-McMides Doors and Locks						
FY 2021-McMindes Hall doors, Agnew and Heather electronic locks						
FY 2022- Misc. capital improvements.						
Debt Service:						
** Agnew replacement cash flow guarantee and annual bond payment						
*** Occupancy is calculated based on occupied and full inventory without adjustment for quarantine rooms, etc.						

**Kansas State University
Housing and Food Service Rate Requests
FY 2023**

I. DESCRIPTION OF RATE ADJUSTMENT**Residence halls – Manhattan campus**

Rates are listed per person for both Fall and Spring semesters

Effective July 1, 2022

	<u>2021-2022</u>	<u>2022-2023</u>	<u>% Change</u>
Traditional Rooms			
Traditional small single <i>Boyd, Putnam</i>	\$5,950	\$5,950	0.0%
Traditional small single <i>Haymaker, Moore</i>	\$5,940	\$5,940	0.0%
Traditional private single <i>Wefald</i>	\$9,000	\$9,000	0.0%
Traditional double <i>Boyd, Ford, Haymaker, Moore, Putnam</i>	\$5,200	\$5,200	0.0%
Traditional double <i>Goodnow, Marlatt</i>	\$5,200	\$5,200	0.0%
Traditional private double <i>West</i>	\$6,000	\$6,000	0.0%
Traditional private double <i>Wefald</i>	\$7,550	\$7,550	0.0%
Traditional triple <i>Boyd, Putnam</i>	\$5,050	\$5,050	0.0%
Traditional quad <i>Ford</i>	\$5,080	\$5,080	0.0%
Suites			
1 person private suite <i>Boyd, Marlatt, Putnam, Van Zile</i>	\$8,350	\$8,350	0.0%
1 person by 1 person suite <i>Van Zile</i>	\$7,450	\$7,450	0.0%
1 person by 2 person suite (1 person side) <i>Van Zile</i>	\$7,350	\$7,350	0.0%
2 person private suite <i>Ford, Haymaker, Van Zile</i>	\$7,750	\$7,750	0.0%
2 person private suite <i>Goodnow, Marlatt</i>	\$7,850	\$7,850	0.0%
2 person private suite <i>West</i>	\$7,750	\$7,750	0.0%
2 person by 1 person suite (2 person side) <i>Van Zile</i>	\$7,050	\$7,050	0.0%
2 person by 2 person suite <i>Ford, Haymaker, Van Zile</i>	\$7,400	\$7,400	0.0%
2 person by 2 person suite <i>Goodnow, Marlatt</i>	\$7,450	\$7,450	0.0%
3 person room with private unattached bathroom <i>Ford, Haymaker</i>	\$6,200	\$6,200	0.0%
3 person room with private unattached bathroom <i>Goodnow, Marlatt</i>	\$6,400	\$6,400	0.0%
3 person private suite <i>Boyd, Putnam</i>	\$7,300	\$7,300	0.0%
3 person private suite <i>Goodnow, Marlatt</i>	\$7,670	\$7,670	0.0%
3 person private suite <i>Haymaker, West</i>	\$7,950	\$7,950	0.0%
4 person private suite <i>Ford, Haymaker</i>	\$6,800	\$6,800	0.0%
4 person private suite <i>Goodnow, Marlatt</i>	\$7,050	\$7,050	0.0%
Clusters			
1 person inside cluster suite <i>Boyd, Putnam</i>	\$7,600	\$7,600	0.0%
2 person inside cluster suite <i>Boyd, Putnam</i>	\$7,100	\$7,100	0.0%
3 person inside cluster suite <i>Boyd, Putnam</i>	\$6,850	\$6,850	0.0%
Honors House	\$5,800	\$5,800	0.0%
Cooperative House <i>Smirthwaite</i> ¹	\$8,130	\$8,130	0.0%
Housing contract fee—residence halls ²	\$230	\$230	0.0%

¹ Rate includes meals plus assisting with house and food service operations on an average of one hour per day.

² Residence hall housing contract fee includes a \$30 non-refundable processing fee and a refundable \$200 initial payment.

Residence halls – Salina campus

Rates are listed per person for both Fall and Spring semesters

Effective July 1, 2022

	<u>2021-2022</u>	<u>2022-2023</u>	<u>% Change</u>
Single room			
14 meal plan	\$12,140	\$12,140	0.0%
19 meal plan	\$12,670	\$12,670	0.0%
Double room			
14 meal plan	\$7,684	\$7,684	0.0%
19 meal plan	\$8,214	\$8,214	0.0%
Housing contract fee	\$110	\$110	0.0%

Residence halls/Jardine – Summer session

Rates listed per week

Effective May 2022

Manhattan campus

	<u>2021-2022</u>	<u>2022-2023</u>	<u>% Change</u>
Hybrid room only—Jardine Apartments	\$160	\$160	0.0%
Optional summer Jardine 50 meals	\$400	\$400	0.0%

Salina campus

	<u>Double Room as Single</u>			<u>Double Room</u>		
	<u>2021-2022</u>	<u>2022-2023</u>	<u>% Change</u>	<u>2021-2022</u>	<u>2022-2023</u>	<u>% Change</u>
Room and 10 meals	\$434	\$434	0.0%	\$259	\$259	0.0%
Room and 15 meals	\$466	\$466	0.0%	\$291	\$291	0.0%

Apartments – Manhattan campus ³

Effective July 1, 2022

	<u>2021-2022</u>	<u>2022-2023</u>	<u>% Change</u>
Traditional (12 month rate per apartment)			
1 bedroom unfurnished	\$6,480	\$6,480	0.0%
2 bedroom unfurnished	\$7,500	\$7,500	0.0%
Renovated (12 month rate per apartment)			
1 bedroom unfurnished	\$7,320	\$7,320	0.0%
2 bedroom unfurnished	\$8,460	\$8,460	0.0%
Highly Renovated (12 month rate per apartment)			
1 bedroom unfurnished	\$7,980	\$7,980	0.0%
2 bedroom unfurnished	\$9,840	\$9,840	0.0%
3 bedroom unfurnished	\$10,200	\$10,200	0.0%
Modern Construction (12 month rate per person, unless otherwise noted)			
1 bedroom unfurnished	\$9,540	\$9,540	0.0%
2 bedroom 1 bath unfurnished-dormered ceilings	\$6,780	\$6,780	0.0%
2 bedroom 1 bath unfurnished	\$7,320	\$7,320	0.0%
2 bedroom 2 bath unfurnished	\$7,920	\$7,920	0.0%

	<u>2021-2022</u>	<u>2022-2023</u>	<u>% Change</u>
3 bedroom unfurnished	\$6,120	\$6,120	0.0%
4 bedroom unfurnished	\$5,520	\$5,520	0.0%
Studio unfurnished	\$8,520	\$8,520	0.0%
Studio loft unfurnished	\$9,300	\$9,300	0.0%
Town house unfurnished	\$12,060	\$12,060	0.0%
2 bedroom 1 bath furnished-hybrid apartment ⁴	\$7,150	\$7,150	0.0%
2 bedroom 2 bath furnished-hybrid apartment ⁴	\$7,500	\$7,500	0.0%
3 bedroom furnished-hybrid studio ⁴	\$6,500	\$6,500	0.0%
4 bedroom furnished-hybrid studio ⁴	\$6,200	\$6,200	0.0%
Housing contract fee—Jardine Apartments ⁵	\$430.00	\$430.00	0.0%

³ Students provide linen, dishes, telephone and electricity. Electricity is included for hybrid apartments.

⁴ 10-month room contract. Furniture is provided and rate includes electricity.

⁵ Jardine Apartments housing contract fee includes a \$30 non-refundable application fee and a refundable deposit of \$400 at time of application.

MEAL PLANS

Rates listed per academic year. Purchase of full year plan required except where indicated.

Residence hall and honors house residents – Manhattan campus ^{6, 7, 8}

	<u>2021-2022</u>	<u>2022-2023</u>	<u>% Change</u>
All Access (unlimited access)	\$4,900	\$4,900	0.0%
Any 14 (14 swipes per week)	\$4,280	\$4,280	0.0%

Optional meal plans – Jardine Apartments residents, off-campus students and faculty/staff

	<u>2021-2022</u>	<u>2022-2023</u>	<u>% Change</u>
Manhattan campus			
Optional Jardine resident 50 meal plan (50 entrances)	\$1,190	\$1,190	0.0%
Optional Jardine resident 100 meal plan (100 entrances)	\$2,260	\$2,260	0.0%
Optional Jardine resident all access meal plan	\$4,900	\$4,900	0.0%
Optional off-campus student 50 breakfast/lunch meal plan (50 entrances)	\$1,060	\$1,060	0.0%
Optional off-campus student 100 any meal plan (100 entrances)	\$2,510	\$2,510	0.0%
Optional off-campus student 150 any meal plan (150 entrances)	\$3,580	\$3,580	0.0%
Optional faculty/staff 25 any meal plan (25 entrances) ⁹	\$260	\$260	0.0%
Optional Dining Dollars (can be added to any plan) ⁹	\$300	\$300	0.0%
Salina campus			
Optional 5 meal plan (lunch, M-F)	\$1,002	\$1,002	0.0%

⁶ Sunday evening meals are not served.

⁷ Students may deposit funds into Cat Cash to be used in all K-State Student Union and Housing and Dining Services retail options, including JP's Sports Grill, Union Station by JP's, Cornerstone Coffee and Bakery, Derby Bakery, Quik Cats convenience stores, Cliffside Rec Center convenience store and Housing laundry facilities. Students will have limited Grab and Go meals with all residential meal plans.

⁸ Dining Dollars may be purchased as an optional supplemental plan. Dining Dollars may be used at all Housing and Dining retail operations, including JP's Sports Grill, Union Station by JP's, Cornerstone Coffee and Bakery shops, Derby Bakery, Quik Cats convenience stores, Cliffside Rec Center convenience store and other participating restaurants in the K-State Student Union and throughout campus.

⁹ Purchase of a full year plan not required.

II. JUSTIFICATION FOR RATE ADJUSTMENT

No rate increases are requested for the Manhattan and Salina campus. This is the second year in a row no rate increases have been requested for residence halls on the Manhattan campus.

III. STUDENT REVIEW OF FEE ADJUSTMENT

Since all housing and dining rates were held flat, no student review was necessary.

IV. ALTERNATIVES TO PROPOSAL

Housing and Dining Services is a self-supporting auxiliary unit. Its operations are managed effectively and efficiently to keep rate increases low. As a self-supporting unit, they are responsible for funding all costs including maintaining and renovating the residence halls, dining centers and apartment buildings. It is necessary to have adequate reserves to fund debt service and finance future capital improvements during times of enrollment fluctuations. No other alternatives were identified.

V. PROJECTION OF REVENUE FROM AND NUMBER OF STUDENT AFFECTED BY FEE ADJUSTMENT

Since we now project only a slight increase in residence hall occupancy on the Manhattan campus, revenue generation will be substantially lower than what would otherwise have been expected and is reflected herein. To offset the revenue reduction of the last few years, Housing and Dining Services on the Manhattan campus has reduced funding of 76 positions since FY19 and student labor by over one million dollars. During the same time span, other operating expense has been reduced by \$2,673,093, temporarily shrinking the footprint of housing until a rebound from the pandemic occurs. None of the students living in Manhattan or Salina campus residence halls, the cooperative house, the honors house and apartments will be affected by a rate increase.

VI. PROJECTED IMPACT OF RATE ADJUSTMENT ON STUDENT OCCUPANCY

With no rate increases projected on either campus, no negative impact on student occupancy is expected. We are projecting the Fall 2023 occupancy on the Manhattan campus will slightly increase as a result of the new student residency requirement and in accordance with enrollment projections. Fall 2023 occupancy is projected to again fill the residence halls on the Salina campus.

VII. SUPPLEMENTAL FINANCIAL INFORMATION

	Projected FY 2023	Projected FY 2022	Actual FY 2021	Actual FY 2020
Gross Operating Revenue	\$40,055,000	\$38,341,000	\$37,450,000	\$35,611,000
Gross Operating Expense	\$30,436,000	\$28,775,000	\$26,743,000	\$32,658,000
Gross Operating Revenue Gain/(Loss)	\$9,619,000	\$9,566,000	\$10,707,000	\$2,953,000
Capital Improvements Expenditures*	\$600,000	\$800,000	(\$332,000)	(\$282,000)
Annual Debt Service	\$8,517,000	\$8,524,000	\$9,661,000	\$9,554,000
Other Capital Expenditures**	<u>\$0</u>	<u>\$0</u>	<u>(\$45,000)</u>	<u>\$21,000</u>
Net Operating Revenue/(Loss)	\$502,000	\$242,000	\$1,423,000	(\$6,340,000)
Housing System Earned Fund Balance	\$10,208,000	\$9,706,000	\$9,464,000	\$8,041,000
L/T Debt Outstanding	\$116,945,000	\$121,805,000	\$126,440,000	\$130,855,000
Occupancy Rate	65.3%	62.1%	63.2%	78.0%

***Capital Improvement Expenditures Notes**

- FY 2020 and FY 2021: Balances are negative due to payment transfers of capital expenditures associated with Derby Dining Center Bonded project fund.
- FY 2022: \$800,000 – Planned expenditures include finishing rehabilitation and repair to Derby Dining Center, repairing/replacing numerous balcony structural beams in Jardine Apartments.
- FY 2023: \$600,000 – Provides for minimal ongoing capital improvements.

****Other Capital Expenditures Notes**

- FY 2021 balance is negative due to a payment transfer for Hale Library insurance recovery fund.

**Wichita State University
Proposed Housing and Board Rates for Fiscal Year 2023
Fiscal Impact Statement and Business Case
Submitted to the Kansas Board of Regents**

Proposed Housing and Board Rates for Fiscal Year 2023

Wichita State University requests authorization to amend the Comprehensive Fee Schedule for Fiscal Year 2023, for the following adjustments to housing and board rates in the residence halls.

**Proposed Housing and Board Rates for Fiscal Year 2023
Academic Year 2022-2023**

Proposed Fiscal Year 2023 Residential Board Options
--

Meal Plan by Type	FY 2022 Rate	Proposed FY 2023 Rate	Percent Increase
<u>Academic Year 2022-2023</u>			
Unlimited Plan	\$4,280	\$4,280	0%
<u>The Flats Dining Plans</u>			
\$1,000 Dining Dollars	\$1,000	\$1,000	0%
\$1,500 Dining Dollars	\$1,500	\$1,500	0%
\$2,000 Dining Dollars	\$2,000	\$2,000	0%
<u>Summer Term Meal Plan Prices 2022</u>			
\$250 Dining Dollars	\$250	\$250	0%
\$500 Dining Dollars	\$500	\$500	0%
\$750 Dining Dollars	\$750	\$750	0%
\$1,000 Dining Dollars	\$1,000	\$1,000	0%

Notes to Meal Plans

Note 1- Our dining provider requires all mandatory unlimited meal plan holders to have dining dollars in addition to the base rate as listed above. They can choose from \$75, \$250, and \$400 per semester.

Note 2 – The Flats residents can purchase the unlimited meal plan (with choice of dining dollars) as well as those meal plans designated just for them.

Note 3 – Residents may purchase additional Shocker Dollars at face value at any time directly from our dining provider.

The Flats Proposed Fiscal Year 2023 Room Options

Unit Type Style	FY 2022 Per Person Occupancy Rate	Proposed FY 2023 Per Person Occupancy Rate	Percent Increase
<u>Standard Plan for The Flats</u>			
3 or 4 Bedroom Double with Unlimited Access Meal Plan	\$11,180	\$11,180	0.00%
<u>Academic Year 2022-2023</u>			
1 Bedroom Apartment	\$9,460	\$9,460	0.00%
2 Bedroom Apartment-Single Room	\$8,740	\$8,740	0.00%
2 Bedroom Apartment- Double Room	\$6,900	\$6,900	0.00%
3 or 4 Bedroom Apartment- Single Room	\$8,120	\$8,120	0.00%
3 or 4 Bedroom Apartment- Expandable Single Room	\$7,400	\$7,400	0.00%
3 or 4 Bedroom Apartment- Double Room	\$6,900	\$6,900	0.00%

Summer Session 2022			
1 Bedroom Apartment	\$275.92	\$275.92	0.00%
2 Bedroom Apartment- Single Room	\$254.92	\$254.92	0.00%
2 Bedroom Apartment- Double Room	\$201.25	\$201.25	0.00%
3 or 4 Bedroom Apartment-Single Room	\$236.83	\$236.83	0.00%
3 or 4 Bedroom Apartment-Expandable Single Room	\$215.83	\$215.83	0.00%
3 or 4 Bedroom Apartment-Double Room	\$201.25	\$201.25	0.00%
Rates per Room Type vary by session (which are 2, 4 and 8 weeks), and are thus listed at a weekly rate.			

**The Suites
Proposed Fiscal Year 2023 Room Options**

Unit Type Style	FY 2022 Per Person Occupancy Rate	Proposed FY 2023 Per Person Occupancy Rate	Percent Increase
-----------------	--------------------------------------	---	------------------

Standard Plan for The Suites			
2 Bedroom Suite with Unlimited Access Meal Plan	\$12,660	\$12,660	0.00%
Academic Year 2022-2023			
1 Bedroom Suite	\$9,360	\$9,360	0.00%
2 Bedroom Suite	\$8,380	\$8,380	0.00%
4 Bedroom Suite	\$7,950	\$7,950	0.00%
2 Bedroom Hybrid Suite- Single Room	\$7,850	\$7,850	0.00%
2 Bedroom Hybrid Suite- Double Room	\$6,830	\$6,830	0.00%

Summer Session 2022			
1 Bedroom Suite	\$273.00	\$273.00	0.00%
2 Bedroom Suite	\$244.42	\$244.42	0.00%
4 Bedroom Suite	\$231.88	\$231.88	0.00%
2 Bedroom Hybrid Suite- Single Room	\$228.96	\$228.96	0.00%
2 Bedroom Hybrid Suite- Double Room	\$199.21	\$199.21	0.00%
Rates per Room Type vary by session (which are 2, 4 and 8 weeks), and are thus listed at a weekly rate.			

**Shocker Hall
Proposed Fiscal Year 2023 Room Options**

Unit Type Style	FY 2022 Per Person Occupancy Rate	Proposed FY 2023 Per Person Occupancy Rate	Percent Increase
-----------------	--------------------------------------	---	------------------

Standard Plan for Shocker Hall			
Double 2 Bedroom Suite/1 bath with Unlimited Access Meal Plan	\$11,110	\$11,110	0.00%

Academic Year 2022-2023			
Single 1 Bedroom Suite/1 bath	\$9,360	\$9,360	0.00%
Single 2 Bedroom Suite/1 bath	\$8,380	\$8,380	0.00%
Single 4 Bedroom Suite/2 bath	\$7,950	\$7,950	0.00%
Single 4 Bedroom Suite/1 bath	\$7,850	\$7,850	0.00%
Hybrid Suite/1 bath (single bedroom)	\$7,850	\$7,850	0.00%
Single 3 Bedroom Suite/1 bath (room B)	\$7,850	\$7,850	0.00%
Single 3 Bedroom Suite/1 bath (rooms A & C)	\$7,620	\$7,620	0.00%

Double 2 Bedroom Suite/1 bath	\$6,830	\$6,830	0.00%
Hybrid Suite/1 bath (double bedroom)	\$6,830	\$6,830	0.00%
Double 1 Bedroom Suite/1 bath	\$6,830	\$6,830	0.00%
Triple 2 Bedroom Suite/ 1 bath	\$5,460	\$5,460	0.00%

Summer Session: Weekly Rate 2022

Single 1 Bedroom Suite/1 bath	\$273.00	\$273.00	0.00%
Single 2 Bedroom Suite/1 bath	\$244.42	\$244.42	0.00%
Single 4 Bedroom Suite/2 bath	\$231.88	\$231.88	0.00%
Single 4 Bedroom Suite/1 bath	\$228.96	\$228.96	0.00%
Hybrid Suite/1 bath (single bedroom)	\$228.96	\$228.96	0.00%
Single 3 Bedroom Suite/1 bath (room B)	\$228.96	\$228.96	0.00%
Single 3 Bedroom Suite/1bath (rooms A & C)	\$222.25	\$222.25	0.00%
Double 2 Bedroom Suite/1 bath	\$199.21	\$199.21	0.00%
Hybrid Suite/1 bath (double bedroom)	\$199.21	\$199.21	0.00%
Double 1 Bedroom Suite/1 bath	\$199.21	\$199.21	0.00%
Triple 2 Bedroom Suite/ 1 bath	\$159.25	\$159.25	0.00%
Rates per Room Type vary by session (which are 2, 4 and 8 weeks) and are thus listed at a weekly rate.			

Other Housing Fees Proposed Fiscal Year 2023			
Fee Description	FY 2022 Rate	Proposed FY 2023 Rate	Percent Increase
Non-refundable Application Fee	\$75.00	\$75.00	0.00%
Late Payment Fee *	\$100.00	\$100.00	0.00%
Contract Prepayment – Shocker Hall, The Suites, & The Flats	\$200.00	\$200.00	0.00%
Late Application Fee	\$100.00	\$100.00	0.00%
Living Learning Community Activity Fee	\$60.00	\$60.00	0.00%
Additional Dates Outside Contract Term (Daily Rate)	\$35.00	\$35.00	0.00%
* Two \$100 late fees are applied each semester: on the first business day after last day to pay, and ninety days into the semester.			

Expenditure Impact of the Proposal

With continued supply chain issues and inflationary pressures, the University projects that operating expenses will continue to increase through FY 2023. In addition, the first principal payment on the debt issued for the Flats & Suites will be made in FY 2023. These increases are offset by a reduction in planned capital expenses as well as the avoidance of over \$1.0 million in interest expense from the refunding of the outstanding tax-exempt debt on Shocker Hall.

Revenue Impact of the Proposal

Wichita State proposes not increasing room or board rates and expects revenue to cover expenses if occupancy remains at historical averages.

Student Involvement with the Proposal

Student feedback on rates and increases on meal costs with students in October. The meeting was held to allow students to provide feedback on the current housing structure, future rates, and room assignments:

Wednesday, October 20	6:30 – 7:30 PM	Student Focus Group #1 –Student Government Association	Santa Fe Trails Room, RSC
--------------------------	-------------------	---	---------------------------

Estimated Benefits from the Proposal

Students who live on campus accrue a variety of benefits, including easy access to classrooms, laboratories, dining facilities, Ablah Library, the Heskett Center, the Innovation Campus additions, and the Rhatigan Student Center. Professional and paraprofessional staff members live in each building to provide academic and personal support services to the residents. Additionally, residents are provided with laundry facilities, meeting facilities, and are more easily able to participate in campus events and activities compared to those who commute. Wireless and wired internet access is also provided.

Alternatives to the Proposal

Alternatives to the proposed rates have not been identified. As an auxiliary operation, housing must cover all expenses through fees charged to students living in the residence hall facilities.

Impact of Not Implementing the Proposal

If the proposed housing and board rates are not implemented, the current financial stability of the housing and residence life operations would be compromised. Financial stability is also important to maintaining quality ratings on the outstanding revenue bonds.

Implementation Date

If approved, the rates will become effective on July 1, 2022. Rates for the summer session housing will become effective with the beginning of the summer contract of 2022.

Implications of our Occupancy Model

Despite COVID-19's impact on students' desire to attend school in person nationwide, WSU was fortunate to maintain a healthy occupancy in FY 2021. FY 2022 has shown a rebound to FY 2020 numbers and WSU anticipates future years continuing to rise based on early forecasting from the Admissions team. Early application numbers reflect positively on potential continued growth. The following chart captures that data succinctly.

Supplemental Financial Information**Supplemental Information**

	Projected FY 2023	Projected FY 2022	Actual FY 2021	Actual FY 2020	Actual FY 2019
Gross Operating Revenue	\$ 14,308,544	\$ 14,304,198	\$ 13,248,110	\$ 13,722,435	\$ 13,951,358
Gross Operating Expenditures - See Note 1	8,141,000	7,615,621	6,951,026	9,745,640	8,840,896
Gross Operating Revenue (Loss)	\$ 6,167,544	\$ 6,688,577	\$ 6,297,084	\$ 3,976,796	\$ 5,110,462
Annual Debt Service	\$ 5,663,473	\$ 4,749,918	\$ 5,992,678	\$ 4,873,711	\$ 4,877,523
Other Capital Expenditures	150,000	1,557,000	126,958	73,910	321,618
Transfers (In) Out	-	-	-	-	-
Other Operating (Revenue) Expenditures	5,813,473	6,306,918	6,119,635	4,947,622	5,199,141
Net Operating Revenue (Loss)	\$ 354,071	\$ 381,659	\$ 177,449	\$ (970,826)	\$ (88,678)
Less Capital Improvement Expense	150,000	150,000	162,798	152,087	125,166
Net Change in Fund Balance	\$ 204,071	\$ 231,659	\$ 14,650	\$ (1,122,913)	\$ (213,844)
Occupancy Rate - See Note 2	95.00%	95.00%	96.30%	114.20%	119.60%
Housing System Cash Balance - See Note 3	\$ 7,388,593	\$ 7,184,522	\$ 6,952,863	\$ 4,354,593	\$ 5,546,796
Long Term Debt Outstanding	\$ 96,395,000	\$ 99,115,000	\$ 103,775,000	\$ 58,715,000	\$ 60,610,000

Notes to Supplemental Financial Information

Note 1 – Operating expenditures decreased from their high in FY 2020 as the university issued debt in early FY 2021 to purchase previously rented residence halls. This new debt was interest only in FY 2021 & FY 2022. Principal payments begin in FY 2023.

Note 2 – The occupancy rate shown in the table above is occupancy based on original design.

Note 3 – The \$2.6 million increase in Housing System cash reflects the deposit of Federal Higher Education Emergency Relief Funds in the University's Housing Depreciation & Replacement fund.

**PITTSBURG STATE UNIVERSITY
NOVEMBER 2021**

REQUEST AMENDMENT TO HOUSING RATES - Pittsburg State University

In accordance with Board Policy, Pittsburg State University requests the Board of Regents consider the following adjustments in housing rates to be effective with the 2022 Fall Semester.

I. DESCRIPTION OF RATE ADJUSTMENT

	Academic Year		<u>Increase for</u> <u>Annual Cost</u>	<u>%</u>
	<u>21-22</u>	<u>22-23</u>		
Residence Halls (annual)				
Single Room/7 Day Unlimited Meal Plan	\$9,196	\$9,426	\$230	2.5
Single Room/5 Day Unlimited Meal Plan	8,956	9,180	224	2.5
Single Room/Dining Dollars Meal Plan	7,970	8,170	200	2.5
Double room discount	1,000	1,000	--	--
Apartments (monthly)				
<u>Crimson Village</u>				
Two Bedroom	\$725	\$750	25	3.4
Three Bedroom	790	825	35	4.4
<u>Block 22</u>				
Studio II	\$550	\$575	25	4.5
Studio I	575	600	25	4.3
Loft	600	625	25	4.2
Flat	600	625	25	4.2
Suite II	625	650	25	4.0
Suite I	650	675	25	3.8
2 Bedroom/2 Bath Units (rate per bed)	575	600	25	4.3
Suite Unit additional occupant charge	200	200	--	--
General Administration Fees				
Application Fee	45	45	--	--
Payment Plan Fee (optional per semester)	25	25	--	--
Late payment fee	30	30	--	--

II. JUSTIFICATION FOR RATE ADJUSTMENT

A rate increase of 2.5% for the residence hall room and board packages is requested for next fiscal year to fund increased costs. Key cost drivers include food service, utility rates, employee benefits, insurance, and supplies and services. Inflationary pressures are increasing and have resulted in significant cost pressure on housing operations. These pressures are projected to increase (possibly materially) in the coming year.

No rate increase was implemented last year, resulting in the absorption of cost increases across all operational areas (particularly food service, benefits, and insurance), which resulted in significant financial pressure on operations.

For next fiscal year, Housing plans to change laundry operations from a point-of-sale, pay-per-use model to a model where unlimited laundry is included in the housing plan. This change provides significant additional value to

students, and eliminates the complication of payment at time of use. For Housing, it reduces replacement and maintenance costs for laundry equipment, but eliminates the laundry revenue stream.

Block 22 housing remains highly popular with students. No rate increase has been implemented at Block 22 or Crimson Village in the past two years. PSU is proposing a \$25 per month increase at Block 22 and \$25-\$35 at Crimson Village.

The impact of COVID, rising costs, and no rate increase last year have combined to result in an operating loss for FY20, FY21 (when adjusting for timing of credit reimbursements), and projected for FY22. The Operating Fund Balance has declined from nearly \$3 million (FY19) to below \$1 million. At this level, cash flow becomes challenging to manage in operating the housing system. Housing has reduced capital expenditures in recent years to help manage cash flow. Returning to a higher level of capital investment will be critical to maintain housing's capital assets.

Board policy requires Housing to be self-supporting. Housing's debt service represents a significant fixed financial obligation. COVID has had a significant impact on housing operations reducing revenue by several million dollars. Federal COVID funds have provided some offset to these impacts, however, ongoing revenue streams remain challenged. Housing has made operational changes to reduce costs and to grow additional revenue streams from a higher number of single rooms. Costs continue to increase as inflationary pressure grows. A modest rate increase is a necessary step, along with prudent expense management and occupancy increase strategies, to maintain a healthy housing system.

III. STUDENT REVIEW OF FEE ADJUSTMENT

The changes in this proposal were discussed with members of the Residence Hall Assembly at their October 2021 meeting. The assembly voted 25-0 in support of the proposal. The group also endorsed the University's continuing efforts to operate a quality on-campus living experience and to improve services and facilities for students.

IV. ALTERNATIVES TO PROPOSAL

Operating another year without a rate increase would result in significant challenges meeting housing's financial obligations. The need for the increase derives from costs necessary to operate the housing system and delivery of services to students.

V. PROJECTION OF REVENUE FROM AND NUMBER OF STUDENT AFFECTED BY FEE ADJUSTMENT

The proposed fee increase is projected to generate \$193,000 and would impact approximately 900 students.

VI. PROJECTED IMPACT OF RATE ADJUSTMENT ON STUDENT OCCUPANCY

The proposed fee increase is not expected to have a material impact on occupancy.

**Pittsburg State University Housing
KBOR Rate Increase Request
Supplemental Financial Information
November, 2021**

	Projected FY 2023	Estimated FY 2022	Actual FY 2021	Actual FY 2020
Gross Operating Revenue	\$7,532,631	\$7,339,631	\$7,113,971	\$6,234,021
Salaries and Benefits	1,585,000	1,541,947	1,625,638	1,684,747
Other Operating Expenses	3,750,000	3,675,716	3,321,547	3,200,327
Gross Operating Revenue(Loss)	\$2,197,631	\$2,121,968	\$2,166,786	\$1,348,947
Capital Improvements Expense	300,000	367,580	187,623	668,684
Annual Debt Service	1,895,000	1,876,459	1,800,660	2,437,533
Other Capital Expenditures				***400,000
Net Operating Revenue(Loss)	\$2,631	(\$122,071)	\$178,503	(\$2,157,270)
Operating Fund Balance (EOY)	\$852,725	\$850,094	\$972,165	\$793,662
L/T Debt Outstanding	\$15,870,000	\$16,895,000	\$18,105,000	\$19,375,000
Occupancy Rate*	66%	65%	56%	70%
Room Occupancy Rate**	90%	90%	61%	70%

* Based on double occupancy where possible; does not include Block 22

** Adjusted for double rooms being used as single room

*** Final Payment of internal loan for Nation Hall renovation project

Capital Improvements Planned FY23

Crimson Commons Hot Water system \$250,000

UNIVERSITY OF KANSAS
KU Student Housing
Housing and Food Service Rate Requests
FY2023

Submitted to Kansas Board of Regents, November 2021

The University of Kansas requests authorization in Fiscal Year 2023 for the following adjustments to housing and dining plan rates.

I. FY2022 OCCUPANCY AND IMPACT OF PANDEMIC

For the third consecutive fiscal year, occupancy and revenue projection in KU Student Housing are being impacted by issues related to Covid-19 and the global pandemic. FY2022 has shown some improvements over FY2021, with on campus housing occupancy up by just over 650 students. However, when compared to FY2020, Student Housing occupancy is still down by nearly 220 students from pre-pandemic norms. As an auxiliary at KU funded by student room rentals, Student Housing total revenue has been greatly impacted due to both lower occupancies and refunds issued due to university-wide closures related to Covid-19 operations. The following table provides a snapshot of occupancy vs. revenue the past four fiscal years for comparison.

Fiscal Year	Occupancy	Revenue	Situation
2022	4699	\$34,850,000	<i>In-person classes, but still impacted due to Covid</i>
2021	4015	\$27,720,197	<i>Hybrid learning, with in-person classes limited</i>
2020	4923	\$28,902,046	<i>Refunds issued 3/20/20 due to campus moving online</i>
2019	4883	\$36,479,039	<i>Normal operations</i>

In FY2021, Student Housing operated at a \$2.7 million loss due to decreased occupancy and refunds issued related to Covid-19. During this time, only critical repairs and maintenance items were addressed. Deferred maintenance was postponed. Student Housing actively worked to reduce expenses by holding open vacant positions and eliminating all non-essential expenses. To partially offset the impact of the pro-rated housing refunds and lower occupancy, KU allocated Covid-19 federal relief money to Student Housing. These funds, along with Student Housing’s cash balance from FY2020, were sufficient to back-stop a portion of the financial losses, but not enough to fund deferred maintenance projects anticipated before the pandemic.

Addressing deferred maintenance and the quality of KU’s on-campus housing is critical not only for student health and safety, but also for strategic enrollment management to attract new students. Returning to a pre-Covid fiscal plan of assessing deferred maintenance needs and formulating plans for future rate increases is crucial. Current FY2022 and future projected revenues make funding deferred maintenance unrealistic.

Prior to the pandemic, occupancy forecasts annually predicted that about 4900 students would live on campus in KU Student Housing, resulting in occupancy at ~95% of capacity. In forecasting occupancy for FY2023, models indicate that based on enrollment trends and yield of students to live in Student Housing, occupancy for FY2023 will likely return to pre-pandemic levels should the situation around Covid-19 continue to improve.

II. DESCRIPTION OF RATE ADJUSTMENT

Housing

Student Housing’s average rate increases have been extremely low in FY2020 (1.54%) and FY2021 (0.44%) with no increase in FY2022. Since these increases did not cover the cost of inflation or address the impacts of Covid-19 not covered by federal funds, only essential, critical functions were performed in FY2022 due to uncertainty around Covid-19. Student Housing remained open throughout pandemic, and employees continued to report on-site to support on campus students and their residential experience.

For FY2023, an increase averaging 2.45% across all rates is proposed to begin funding on-going deferred maintenance items that have not been addressed during the pandemic and to place operating margins at a sustainable level. The double/two-person shared room in a residence hall is the most common option for students who wish to live on campus and is reported as the standard comparison rate. The proposed rate for a residence hall traditional double room will be \$6,222, a 2% increase. Rate increases are requested based on number of spaces available at each rate and in consideration of demand for each type of room in the housing system. Student Housing continues to offer a wide variety of housing and dining options for students who choose to live on campus.

Dining

KU Dining has held prices constant for its meal plans over the last three years. For FY2023, KU Dining is proposing an increase to all plans of 3%. This increase is necessary to cover soaring commodity prices and increased cost of food exacerbated by supply chain disruptions, additional funds to increase wages to attract hourly employees during the current hospitality staffing crisis, and deferred maintenance needs within Dining's facilities.

Rates for on campus housing and dining plans proposed to be effective July 1, 2022:

Residence Halls

Traditional Style Room	2021-22	2022-23	\$ Incr.	% Incr.
Double/Shared (<i>Ellsworth, GSP, Hashinger</i>)	\$6,100	\$6,222	\$122	2%
Double/Shared, and 3-, 4-person (<i>Corbin</i>)	\$7,100	\$7,242	\$142	2%
Single/Private, small (<i>GSP</i>)	\$7,100	\$7,242	\$142	2%
Single/Private (<i>Corbin</i>)	\$8,200	\$8,364	\$164	2%
Single/Private, double as single (<i>Ellsworth, GSP, Hashinger</i>)	\$8,200	\$8,364	\$164	2%
Semi-Private, In-Room Bath	2021-22	2022-23	\$ Incr.	% Incr.
Double/Shared (<i>Ellsworth, GSP, Hashinger, Lewis, Templin</i>)	\$6,600	\$6,798	\$198	3%
Double/Shared (<i>Oswald, Self, Downs</i>)	\$7,900	\$8,138	\$238	3%
Single/Private (<i>Ellsworth, Templin</i>)	\$8,200	\$8,364	\$164	2%
Single/Private (<i>Oswald, Self, Downs</i>)	\$9,900	\$10,098	\$198	2%
Suite. Living Room + In-Suite Bath	2021-22	2022-23	\$ Incr.	% Incr.
Double/Shared (<i>Ellsworth, Lewis, Templin</i>)	\$6,800	\$7,004	\$204	3%
Double/Shared (<i>Oswald, Self</i>)	\$8,800	\$9,064	\$264	3%
Double/Shared (<i>Downs, Stouffer Place 6-person unit</i>)	\$9,200	\$9,476	\$276	3%
Single/Private (<i>Downs, Stouffer Place 6-person unit</i>)	\$10,200	\$10,404	\$204	2%

Rates listed for residence halls are for the academic year (fall and spring semesters) and include continuous occupancy during Thanksgiving and Spring Break; fully furnished bedrooms; all utilities plus data/internet; and unlimited, free laundry.

Apartments

Four Person Units	2021-22	2022-23	\$ Incr.	% Incr.
Double/Shared Bedroom (<i>Jayhawker Towers B, C</i>)	\$3,900	\$4,018	\$118	3%
Double/Shared Bedrooms (<i>Jayhawker Towers A, D</i>)	\$5,100	\$5,254	\$154	3%
Single/Private Bedroom (<i>McCarthy, Stouffer Place</i>)	\$11,050	\$11,270	\$220	2%
Two Person Units	2021-22	2022-23	\$ Incr.	% Incr.
Single/Private Bedroom (<i>Jayhawker Towers B, C</i>)	\$6,700	\$6,900	\$200	3%
Single/Private Bedroom, small apartment (<i>Towers B, C</i>)	\$5,500	\$5,666	\$166	3%
Single/Private Bedroom (<i>Jayhawker Towers A, D</i>)	\$8,800	\$9,064	\$264	3%
Single/Private Bedroom (<i>McCarthy, Stouffer Place</i>)	\$12,050	\$12,290	\$240	2%

Sunflower Duplex Unit	2021-22	2022-23	\$ Incr.	% Incr.
Two Bedrooms, <i>monthly rent for unit</i>	\$820	\$845	\$25	3%

Rates for apartments are per person in the unit and for the entire academic year (fall and spring semesters), including continuous occupancy from August through May; fully furnished bedrooms; all utilities plus data/internet; and unlimited, free laundry.

Sunflower Duplex units are unfurnished, and typically offered as short-term, transitional housing for new faculty and staff relocating to Lawrence. Utilities are separately billed.

Scholarship Halls

Traditional Halls	2021-22	2022-23	\$ Incr.	% Incr.
Shared Bedroom (<i>Miller, Watkins</i>)	\$2,850	\$2,936	\$86	3%
Shared Bedrooms (<i>Battenfeld, Douthart, Grace Pearson, Pearson, Sellards, Stephenson</i>)	\$4,300	\$4,430	\$130	3%
Semi-Suite & Suite Halls	2021-22	2022-23	\$ Incr.	% Incr.
Shared Bedroom (<i>K.K. Amini, Margaret Amini, Krehbiel, Rieger</i>)	\$4,750	\$4,894	\$144	3%
Meal Plan	2021-22	2022-23	\$ Incr.	% Incr.
All Halls, except Miller & Watkins	\$2,314	\$2,384	\$70	3%

The Elizabeth Miller Watkins Trust provides a rate subsidy for Miller and Watkins residents. Because Miller and Watkins residents cooperatively purchase and prepare their own food, there is no centrally billed meal charge in these two scholarship halls.

Rates listed for scholarship halls are for the entire academic year (fall and spring semesters) and include continuous occupancy during Thanksgiving and Spring Break; fully furnished bedrooms; all utilities plus data/internet; and free laundry.

Residential Dining Plans

Dining service for on campus students at KU is managed by KU Dining Services, which is operated as part of the Memorial Union Corporation. Revenues generated by residential dining plans are separate from Student Housing revenues.

The Blue Flex plan serves as the comparison plan for FY2023. The Rock Chalk All-Access plan provides the best overall value when combining unlimited residential dining center access and the \$440 declining plan that allows access to all KU Dining retail locations. The \$440 Plan is the basic declining balance plan that is the preferred choice of non-residence hall students, faculty, and staff.

As residence hall students complete the on-line housing sign-up process, they select dining plans based on their personal preferences and needs. Rates proposed are:

	2021-22	2022-23	\$ Incr.	% Incr.
Rock Chalk All-Access	\$4,225	\$4,354	\$129	3%
Unlimited access to residential dining centers (all-you-care-to-eat) plus a \$440 declining balance plan useable at any campus dining venue				
Jayhawk Residential	\$3,800	\$3,914	\$114	3%
Unlimited access to residential dining centers (all-you-care-to-eat) plus to-go meals				

Crimson Flex	\$4,000	\$4,120	\$120	3%
Declining balance plan useable at any campus dining venue				
Blue Flex	\$3,600	\$3,708	\$108	3%
Declining balance plan useable at any campus dining venue				
\$440 Plan	\$ 425	\$440	\$15	3.4%
Basic declining balance useable at any campus dining venue (plan for non-residence hall students)				

III. JUSTIFICATION FOR RATE ADJUSTMENT

Rates are established to cover operating costs required to maintain a highly qualified staff and manage facilities. For FY2023, rate increases have been proposed by both Student Housing and Dining Services to meet all expense projections and fund much needed deferred maintenance projects that have not been addressed during the past two fiscal years. Specific focus of deferred maintenance projects is on building envelope, plumbing, and HVAC systems.

IV. STUDENT REVIEW OF FEE ADJUSTMENT

Rates for FY2023 have been proposed following study and review by staff in KU Student Housing and KU Dining Services. The proposals were reviewed with student leaders during meetings in October.

V. ALTERNATIVES TO PROPOSAL

Only basic services are being provided and these charges are established to cover expenses associated with cost recovery including the cost of maintaining and remodeling the facilities. There are no state-appropriated funds in this auxiliary operation; therefore, user fees must cover total costs. If the rate increase is not approved, cuts in staffing, student engagement activities, and cuts in services will be required to move forward with critical deferred maintenance projects that can no longer be delayed. As the only Kansas Board of Regents’ university without an on campus residency requirement, KU’s reputation as a safe, well-maintained, and purposeful on campus housing provider will be compromised and retention of students negatively impacted.

VI. PROJECTION OF REVENUE FROM & NUMBER OF STUDENTS AFFECTED BY FEE ADJUSTMENT

The proposed housing rate increases will generate an additional \$920,000 for FY2023. These funds will be used for deferred maintenance projects in the housing system. If impacts from Covid-19 continue to lessen, by August 2022 occupancy forecasts for FY2023 are expected to return to rates similar to pre-Covid with around 4900 students living in KU Student Housing.

Estimated revenue generated with proposed rate increases by community type:

Residence Halls	\$600,000
Apartments	\$220,000
Scholarship Halls	\$100,000

The proposed dining plan rate increase will generate an additional \$385,000 in revenue. These funds will be used to pay increased wages to hourly staff with labor costs projected to increase 6.5% for hourly student staff, pay for increased cost of goods with anticipated inflation of 5-6% assuming current levels reduce, and provide for needed equipment repair/replacement that are nearing end of life.

VII. PROJECTED IMPACT OF RATE ADJUSTMENT ON STUDENT OCCUPANCY

The current demand for the varying room types and housing buildings has been considered as part of the proposed rates. Based on the modest increase requested, this increase is not expected to impact on campus occupancy based on historical yields.

UNIVERSITY OF KANSAS
FY 2023 Rate Increase Request
Supplemental Financial Information

	Projected FY 2023	Estimated FY 2022	Actual FY 2021	Actual FY 2020
Gross Operating Revenue*	37,800,000	36,350,000	29,644,134	34,702,046
Gross Operating Expense	(20,633,305)	(18,887,203)	(17,594,997)	(20,179,408)
Gross Operating Revenue (Loss)	\$ 17,166,695	\$ 14,762,797	\$ 12,049,137	\$ 14,522,638
Capital Improvements Expenditures	-	-	-	-
Annual Debt Service	(14,761,362)	(14,621,983)	(14,396,339)	(14,510,122)
Other Capital Expenditures	(2,400,000)	-	(350,956)	(47,747)
Net Operating Revenue (Loss)	\$ 5,333	\$ 2,640,815	\$ (2,698,158)	\$ (35,231)
Ending Cash Balance	\$ 5,932,290	\$ 5,926,958	\$ 3,286,143	\$ 5,984,301
Occupancy Rate - Fall 20th Day	95.0%	96.9%	81.5%	94.4%
Long-Term Debt Outstanding <i>(as of 6-30)</i>	67,055,000	71,180,000	75,110,000	79,985,000
L-Term Capital Lease Principal Outstanding <i>(as of 6-30)</i>	111,438,717	113,600,200	115,523,716	117,222,883

*Revenue includes federal Covid-19 relief funds: FY2022: \$1.5 million; FY2021:\$2.3 million; FY2020: \$3.3 million

Capital Improvements Planned

FY 2022 - \$3M, Templin Hall: Electrical update, bathroom renovations (private funding)

**Emporia State University
Division of Student Affairs
Department of Residential Life and Memorial Union Corporation
Statement of Proposed Residence Hall and Contract Board Rates
Academic Year 2022-2023**

Emporia State University requests authorization to amend the Comprehensive Fee Schedule, effective fall semester 2022 as follows:

I. DESCRIPTION OF RATE ADJUSTMENT

Figures shown represent academic year totals, unless otherwise noted. The housing and meal contract’s default period includes both the fall 2022 and the spring 2023 semesters.

Room & Board Options

	<u>FY 2022</u>		<u>FY 2023</u>		<u>Dollar Change Increase/(Decrease)</u>		<u>% Change</u>	
	<u>Increase/(Decrease)</u>	<u>All</u>	<u>Freshmen</u>	<u>Upper-class</u>	<u>Fresh.</u>	<u>Upper</u>	<u>Fresh.</u>	<u>Upper</u>
Towers/Trusler/Singular Double (16.67%)		\$5,400	\$5,500	\$4,500	\$100	(\$ 900)	1.85%	
Towers Suite (15.00%)		\$6,000	\$6,100	\$5,100	\$100	(\$ 900)	1.67%	
Towers/Trusler/Singular Single (14.06%)		\$6,400	\$6,500	\$5,500	\$100	(\$ 900)	1.56%	
Abigail Morse Double (15.79%)		\$5,700	\$5,800	\$4,800	\$100	(\$ 900)	1.75%	
Abigail Morse Single (13.04%)		\$6,900	\$7,000	\$6,000	\$100	(\$ 900)	1.45%	
Schallenkamp Double (14.75%)		\$6,100	\$6,200	\$5,200	\$100	(\$ 900)	1.64%	
Schallenkamp Single (w/o bath) (14.29%)		\$7,000	\$7,000	\$6,000	\$ 0	(\$1,000)	0.00%	
Schallenkamp Single (w/ bath) (12.16%)		\$7,400	\$7,500	\$6,500	\$100	(\$ 900)	1.35%	
<u>New Meal Plan Structure</u>								
All Access Meal Plan + \$125 Dining Dollars 3.53%		\$3,852	\$3,988	\$3,988	\$136	\$ 136	3.53%	
150 Block Meal Plan + \$325 Dining Dollars		N.A.	\$3,988	\$3,988	N.A.	N.A.	N.A.	N.A.
65 Block Meal Plan* + \$275 Dining Dollars		N.A.	N.A.	\$2,590	N.A.	N.A.	N.A.	N.A.
Room plus Board, Freshman**		\$9,252	\$9,488	N.A.	\$236	N.A.	2.55%	N.A.
Room plus Board, Upper-class***		N.A.	N.A.	\$7,090	N.A.	N.A.	N.A.	N.A.

*65 Block Meal Plan is available to upper-class residents only (based upon secondary education completion, not credit hours).

**Based on Towers/Trusler/Singular double room rate plus All Access Meal Plan (typical freshmen rate).

***Based on Towers/Trusler/Singular double room rate plus 65 Block Meal Plan (typical upper-class student rate).

II. JUSTIFICATION FOR RATE ADJUSTMENT

Residence Hall Rate Adjustment

Proposed room rates for FY 2023 feature a major shift from previous years as ESU proposes discounted rates for upper-class students (defined as students who completed secondary studies August 2021 or prior). First-year freshmen housing rates will continue forward with historic pricing, including a \$100 increase to most housing rates for AY 2022-2023 (first-year freshman defined as students completing secondary studies September 2021 or later). Room rate increases coupled with the proposed new rate structure ensure the Department of Residential Life can continue to: retire debt service related to bond financing; satisfy increased costs related to operating expenses; and support ongoing renovations. Residential Life has encountered, and will continue to encounter, increases in operating expenditures in areas such as: contractor services; raw materials; utilities; and insurance. The proposed rate structure will result in projected occupancy and rates that generate revenue sufficient to support Residential Life expenses which are projected to increase for the rest of FY 2022 and FY 2023.

Memorial Union Rate Adjustment

The Memorial Union Board of Directors has approved a new meal plan structure. The new meal plan structure was developed to meet student-requested needs. The previous structure had three different plans with varying costs and dining dollars. The current 185 Block Meal Plan with \$275 dining dollars and 100 Block Meal Plan with \$450 dining dollars have been retired. The new freshmen plan, in addition to the continuing All-Access plan (includes \$125 dining dollars), is a 150 Block Meal Plan with \$325 dining dollars. To help the Memorial Union with budget forecasting, the costs for both freshmen plans are now the same. In addition, this approach ensures students select a meal plan that meets their needs and discourages changes to meal plans solely because another option costs less. Student feedback led to developing a new meal plan for returning students that adds additional flexibility at a lower cost through a 65 Block Meal Plan with \$275 dining dollars.

III. STUDENT REVIEW OF FEE ADJUSTMENT

Meal plan and housing rates for FY 2023 were developed in consultation with students who live in the residence halls and serve on the Memorial Union Board of Directors. The Memorial Union Board of Directors has student board member positions representing the Residence Halls and Associated Student Government. Proposed meal plan pricing information was presented to the Memorial Union Board of Directors and approved by that body on October 18, 2021. Proposed housing rates for FY 2023 were shared in person during open sessions with current residents during the weeks of October 4 and October 11, 2021. In addition, proposed housing rates were sent electronically to all current residents after those open sessions. Comments and suggestions were received and considered when preparing this proposal for housing and meal rates.

IV. ALTERNATIVES TO PROPOSAL

None considered.

V. PROJECTION OF REVENUE FROM AND NUMBER OF STUDENTS AFFECTED BY FEE ADJUSTMENT

The changes to room rates are projected to have a net increase on housing revenues for FY 2023. A modest increase to room rates for freshmen contributes approximately \$52,000. Additional projected increases to revenue will be driven by increased occupancy in residence halls encouraged by lower rates for housing and more flexibility in meal plans for upper-class students. Total students impacted by housing and meal plan rates projected at 820 students.

VI. PROJECTED IMPACT OF RATE ADJUSTMENT ON STUDENT OCCUPANCY

Slight increases in housing rates for FY 2023 are predicted to have a neutral impact on housing occupancy with freshmen. New housing rates and the new meal plan structure is expected to have significant and positive impact on occupancy.

**Emporia State University
FY 2023 Rate Increase Request
Supplemental Financial Information**

	<u>Projected FY 2023</u>	<u>Estimated FY 2022</u>	<u>Actual FY 2021</u>	<u>Actual FY 2020</u>
Gross Operating Revenues	\$ 4,710,800	\$ 3,260,800	\$ 3,448,998	\$ 4,492,268
Gross Operating Expenses	<u>2,210,000</u>	<u>2,145,471</u>	<u>2,172,518</u>	<u>2,145,416</u>
Gross Revenue Gain/(Loss)	2,500,800	1,115,329	1,276,480	2,346,852
Capital Improvement Expenditures	0	100,000	677,060	132,920
Debt Service	2,958,537	2,963,038	2,599,517	2,217,077
Other Capital Expenditures	<u>100,000</u>	<u>100,000</u>	<u>0</u>	<u>0</u>
Net Revenue/(Loss)	(557,737)	(2,047,709)	(2,000,097)	(3,145)
Ending Balance	\$ <u>1,065,606</u>	\$ <u>1,623,343</u>	\$ <u>3,671,052</u>	\$ <u>5,671,149</u>
Long Term Debt Outstanding ¹	27,930,00 <u>0</u>	\$ <u>29,805,000</u>	\$ <u>31,595,000</u>	\$ <u>33,295,00</u> <u>0</u>
Occupancy Rate - Fall 20th Day	<u>85.1%</u>	<u>57.8%²</u>	<u>61.3%²</u>	<u>85.3%</u>

¹As of June 30.

² Due to COVID, reduced housing density and reserved rooms to serve as isolation and quarantine housing for residents.

Capital Improvement Expenditures Description

FY 2023 Major Repairs – No firm plans; given increases in material costs, may not pursue any projects for one year

FY 2022 Major Repairs – Towers Complex room doors replacement; Towers Complex bathroom floor repairs

FY 2021 Major Repairs – Towers Complex chiller replacement

FY 2020 Major Repairs – Repair and maintenance of Towers Complex building envelope

Other Capital Expenditures

Represents annual internal loan repayment for Singular/Trusler Hall renovation completed in year 2015.

2. Act on Request to Amend Board Policy Related to Payment of Tuition and Fees

➤ *Pillar I: Affordability – On Time Graduation*

Summary and Staff Recommendation

Board policy prohibits enrollment at a state university when a student carries an outstanding balance owed from a prior semester. At the April 15, 2020 meeting of the Board of Regents, the Board suspended this portion of the policy manual for the summer and fall semesters of 2020. This suspension was extended for the Spring 2021 semester at the request of the state universities in December 2020. The state universities request the Board consider amending its policy to grant greater flexibility in granting students the opportunity to enroll, while recognizing the need to recover prior amounts due. This policy amendment would support the Board’s goals for on time graduation of university students.

Background

At the time when the pandemic started to impact the state universities, the Board acted to suspend a portion of Board policy, II.D.1.d.i. and II.D.1.d.ii. that stated “No student shall be permitted to enroll for any semester if there are outstanding delinquencies from prior semesters, . . . [and International] students may receive tuition and fees extension privileges until not later than November 10 of the first semester or April 10 of the second semester, pursuant to written agreement with the institution.” The Board’s action was specific to the summer and fall semesters of 2020 and the policy otherwise has otherwise remained in effect.

Although the universities were successful in reopening their campuses in the fall, the pandemic had a discernible financial impact on students. The universities requested and the Board approved a suspension of Board policy to allow students to enroll, despite outstanding balances.

Staff Recommendation

Board staff recommends adoption of the policy amendment as displayed below.

Chapter II: Governance – State Universities

...

D FISCAL MANAGEMENT AND BUSINESS ADMINISTRATION (see Chapter III., Section B. for additional fiscal management policies applicable to state universities)

1 TUITION AND FEES

The Board shall fix tuition, fees required of every student as a condition of enrollment, student housing fees, building construction fees, and changes in academic fees. The Board delegates to the chief executive officer of each institution the authority to establish user and administrative fees where the increase does not generate an amount in excess of \$250,000 annually. All such tuition and fees are to be incorporated in the Comprehensive Fee Schedule, which will be received annually by the Board.

...

d Payment and Fees

ï All students are required to pay fees as published in the institution’s comprehensive fee schedule. ~~No student shall be permitted to enroll for any semester if there are outstanding delinquencies from prior semesters.~~

- ii. ~~Short-term extensions of the fee payment due date may be granted for sponsored international students experiencing international monetary exchange difficulties, students certified to receive funds through the institution’s Office of Student Financial Aid, and for other extenuating circumstances at the institution’s discretion. These students may receive tuition and fees extension privileges until not later than November 10 of the first semester or April 10 of the second semester, pursuant to written agreement with the institution. Each university shall establish procedures to collect outstanding obligations owed by students and former students. Each university shall maintain a system to record all delinquent financial obligations owed to that university by students and former students. A university may take any or all of the following actions for delinquent student accounts:~~
 - i. Deny or cancel registration;
 - ii. Withhold refunds (to the extent permitted by law) and the provision of services, grade reports, transcripts, diplomas, and graduation;
 - iii. Terminate agreements for student or family housing and/or take other action when financial obligations relate to housing;
 - iv. Use outside collection agencies as authorized in K.S.A. 76-745, report to credit bureaus, and assess related fees;
 - v. Follow K.S.A. 75-3782a, et seq., in requesting the Director of Accounts and Reports write-off of uncollectible accounts; and
 - vi. Other measures as permitted by law.

e ~~Collection of Overdue Accounts~~

~~The state universities are authorized to use commercial collection agencies selected pursuant to the process outlined in K.S.A. 76-745 to assist in collection of overdue student loan accounts, student housing accounts, and other appropriate accounts.~~

f ~~Write Off of Uncollectible Accounts Receivable~~

~~The chief executive officer of each state university shall request that the Director of Accounts and Reports write off uncollectible accounts receivable pursuant to K.S.A. 75-3728a, et seq., as amended.~~

C. *Academic Affairs*1. **Act on Changing Board Policy Definition of a Baccalaureate Degree**

- *Pillar I: Affordability – On Time Graduation*
- *Pillar I: Success – Degrees and Certificates Earned*

Regent Kiblinger

**Daniel Archer,
VP, Academic Affairs****Summary**

Current Board policy requires a student to complete at least 60 hours from a baccalaureate granting university to earn a baccalaureate degree. While this has been Board policy since 2002, in 2019, the Board approved a pilot program that has allowed the University of Kansas Edwards campus to accept more than 60 hours from Johnson County Community College. Given the success of this pilot, the Board has expressed an interest in changing the existing policy to create opportunities to reduce time to degree and increase baccalaureate completion. Background information and the proposed policy amendment are detailed herein.

Background*History of Baccalaureate Degree Definition Policy*

At its May 2002 meeting, the Board adopted a recommendation by the Council of Chief Academic Officers that baccalaureate degrees have a minimum of 60 credit hours from institutions that have a majority of degree conferrals at the baccalaureate level as well as 45 upper division hours. In September 2018, the University of Kansas (KU) and Johnson County Community College (JCCC) proposed changing this definition of the baccalaureate degree to improve the transfer of students from JCCC to the KU Edwards campus. At its March 2019 meeting, the Board approved an amendment to the policy, allowing for more flexibility for students transferring from JCCC to KU Edwards Campus. Per Board policy, Ch. III, 9.2.e.,

“The University of Kansas Edwards campus may have transfer agreements with Johnson County Community College that make programmatic exceptions to the requirement that a minimum of 60 semester credit hours be from institutions that have a majority of degree conferrals at or above the baccalaureate level. The University of Kansas and Johnson County Community College shall report annually to the Board Academic Affairs Standing Committee on the number and type of programs subject to transfer agreements entered into pursuant to this exception, the number of Johnson County Community College students transferring in more than 60 hours into such programs, and their success.”

On August 1, 2019, Johnson County Community College (JCCC) and the University of Kansas Edwards Campus (KUEC) entered into a partnership agreement to execute the proposed Transfer Policy Pilot project approved by the Board.

The pilot has yielded positive results since its implementation in Fall 2019. As of March 19, 2021, 324 students transferring from JCCC to KUEC were eligible for this program. Some of the highlights include:

- 93.5% of the enrolled students from spring 2020 enrolled in fall 2020 courses at KU;
- 89.4% of the enrolled students from fall 2020 enrolled in spring 2021 courses at KU;
- Average JCCC GPA of all participants = 3.17 (*Fall 2020 data*);
- Average KU GPA of all participants = 3.24 (*Spring 2021 data*); and
- In Spring 2020, Summer 2020, and Fall 2020, a total of 28 students using the flexibility afforded in this pilot completed a baccalaureate degree at KUEC.

If the policy is amended, there are some baccalaureate programs in which it will likely be feasible to transfer and apply more than 60 hours from two-year colleges. These programs would include General Studies/Interdisciplinary degrees (degrees in which several courses from two or more disciplines are applied to

award a degree), RN-BSN Nursing degrees (this is designed for students who earned an applied associate degree in nursing and are seeking a baccalaureate in nursing), and degree programs that have flexible concentrations (Organizational Leadership and Learning, Public Administration, American Sign Language, Biotechnology, some art programs, etc.).

Conversely, there are also some programs in which it will be difficult to transfer and apply more than 60 hours from two-year colleges. Such programs include social work, kinesiology, education, and many STEM areas.

Lastly, there are three transfer issues that should be noted. First, today there is not as much flexibility to include free electives in baccalaureate degrees. In AY 17, the Board required universities to reduce the total number of credit hours for the baccalaureate degree to 120 credit hours. Based on this change, many free electives were eliminated from baccalaureate degree program requirements. As a result, most baccalaureate degrees are generally now composed of a general education area and a major area (and sometimes a minor area). There is often very limited flexibility to transfer and apply courses outside of these two to three areas.

Second, some programs have very rigid programmatic accreditation standards that require students to complete a high volume of major-specific courses at the institution awarding the baccalaureate degree.

Third, some baccalaureate programs are highly sequential – students have to acquire requisite knowledge in one or more courses during one semester that is applied in subsequent semesters – and are arranged in a way in which some courses are only offered during certain semesters. These programs are often based on all students in the major following a four-semester sequence encompassing the fall and spring semesters of the junior and senior year. If a student transfers to the university outside of this sequence, it may inadvertently add time to degree completion because certain courses may not be offered during specific semesters and some students may not have completed all the course prerequisites that are necessary to advance in the program.

Recommendation

While applying more than 60 hours from non-baccalaureate institutions will not work for every program, it will apply in multiple programs and, in turn, support the Board’s commitment to increasing affordability. Board staff recommends approval. If approved, this policy will take effect in Fall 2022.

Proposed Policy Amendments:

CHAPTER III: COORDINATION – STATE UNIVERSITIES, COMMUNITY COLLEGES, TECHNICAL COLLEGES, WASHBURN UNIVERSITY AND/OR THE WASHBURN INSTITUTE OF TECHNOLOGY

A ACADEMIC AFFAIRS (See Chapter II. Section A. for additional academic affairs policies applicable to state universities)

...

9 DEGREES

...

b Standards

In order to receive and hold authorization to offer a given degree, an institution must remain open to inspection at all times and continuously satisfy each of the following standard requirements as written, except where the Office approves modification in writing.

...

ii Curriculum

The curriculum shall have a structure that reflects acceptance of responsibility by the faculty at the degree-granting institution for what is to be learned overall, as well as in each course, and thus for the logical sequence and increasing difficulty of subjects and instructional levels. The curriculum shall reflect the distinction between the liberal disciplines and the occupations and professions, the nature of specialization in study and work, the contribution of liberal arts and sciences, and the relationship between teaching and faculty creativity. A graduate curriculum shall reflect a concept of the graduate school as a group of scholars, the faculty members of which have had extensive collegiate teaching experience and are engaged in the advancement of knowledge. Periods of study and other fundamental requirements for the five levels of academic degree are as follow:

...

(2) “Baccalaureate degree” means a degree:

(a) Requiring the equivalent of at least four academic years of full-time postsecondary study consisting of courses totaling a minimum of 120 semester credit hours in the liberal arts, sciences or professional fields.

(b) Incorporating in its program design the equivalent of two or more academic years of full-time study consisting of courses totaling a minimum of 60 semester credit hours from institutions that have a majority of degree conferrals at or above the baccalaureate level, and a minimum of 45 semester credit hours in upper division courses. Institutions are not permitted to make programmatic exceptions, except as authorized in paragraph 2(ed). Institutions may make a limited number of exceptions from the 60-hour requirement for individual students, up to a maximum of 6 hours.

(c) The degree shall require distinct specialization, i.e., a “major,” which should entail approximately the equivalent of one academic year of work in the main subject plus one academic year in related subjects, or two academic years in closely related subjects within a liberal arts interdisciplinary program.

~~(d) The equivalent of the first two academic years of full time study (associate degree programs ordinarily require 64, but in some cases may extend up to 72, semester credit hours) may be from institutions that have a majority of degree conferrals below the baccalaureate level.~~

~~(ed) The University of Kansas Edwards campus Universities may have transfer agreements with institutions Johnson County Community College that make programmatic exceptions to the requirement that a minimum of 60 semester credit hours be from institutions that have a majority of degree conferrals at or above the baccalaureate level. The University of Kansas and Johnson County Community College shall report annually to the Board Academic Affairs Standing Committee on the number and type of programs subject to transfer agreements entered into pursuant to this exception, the number of Johnson County Community College students transferring in more than 60 hours into such programs, and their success. Each university shall report to the Board of Academic Affairs Standing Committee annually or as necessary:~~

~~(i) the name of each degree and major in which programmatic exceptions apply;~~

~~(ii) the name of each institutional partner in which programmatic exceptions apply; and~~

~~(iii) the number of students who utilized programmatic exceptions.~~

2. Act on Conditional Certificate of Approval for National American University

Summary

National American University (NAU) has submitted a renewal application to continue its certificate of approval to operate in Kansas. After a thorough review of staff qualifications, financial statements, record-keeping systems, coursework, and supporting materials, staff express concern regarding the financial stability of the institution. Staff recommends the institution be issued a conditioned certificate of approval.

Summary of Institution Requirements

The Private and Out-of-State Postsecondary Educational Institution Act (Act) requires private and out-of-state postsecondary educational institutions to obtain a certificate of approval from the Kansas Board of Regents (Board) to lawfully operate in Kansas. This Act not only covers “brick and mortar” institutions having a physical presence within Kansas but also institutions that offer or provide online distance education to Kansans who remain in the State while receiving their education.

To qualify for a certificate of approval, an institution subject to the Act must meet the standards established by the Act and the regulations adopted pursuant to the Act. To determine if institutions meet the minimum requirements, Board staff requests substantial documentation and evidence to demonstrate compliance and to ensure minimum requirements are met. A recent financial statement, proof of accreditation, evidence of compliance with local, county, state and national safety codes, enrollment agreements, copies of advertisements, schedules of tuition and fees, and refund policies are reviewed by Board staff. Institutions are also required to provide descriptions of their programs and courses, administrator and instructor credentials, program objectives and ownership information.

To ensure that institutions are financially responsible and capable of fulfilling commitments, the Act requires the owner of the institution to submit financial statements to the Board. K.A.R. 88-28-2 states that the financial statements shall meet at least one of the following requirements for the most recent fiscal calendar year or for the two most recent fiscal or calendar years combined:

- A. Demonstrate a minimum ratio of current assets to current liabilities of at least 1:1. This asset ratio shall be calculated by adding the cash and cash equivalents to the current accounts receivable and dividing the sum by the total current liabilities;
- B. Exhibit a positive net worth in which the total assets exceed the total liabilities; or
- C. Demonstrate a profit earned.

Board staff recently consulted with an independent certified public accountant (CPA) to evaluate whether these minimum standards are good measures of fiscal stability. The CPA confirmed that the measures provide an accurate financial representation of the institution.

In 2021, the Legislature amended the Act to give the Board authority to impose conditions on an institution’s certificate of approval if the Board has reasonable cause to believe additional information is necessary, a violation of the Act occurred, or it is in the students’ best interest for the institution to continue operating.

National American University

NAU, headquartered in South Dakota, was founded in 1941 and has operated ground locations throughout the United States, including campuses in Kansas. Today, the University operates solely online, providing undergraduate and graduate programs via distance education. The Board first awarded a certificate of approval to NAU in 2006.

On May 21, 2021, NAU submitted an application for renewal of its certificate of approval. The application provided financial statements for years ended May 31, 2019, and May 31, 2020, which do not meet the minimum requirements outlined in K.A.R. 88-28-2.

The financial calculations for each year resulted in a current ratio of less than one, a negative net worth and a net loss before income taxes.

On July 12, 2021, Board staff contacted NAU regarding the financial stability of the institution and requested current financial statements. A response from NAU on August 31, 2021, provided the year ended May 31, 2021, financial statements and stated that NAU's 2020 profit after taxes was positive. It is our standard practice to review profit before taxes. Therefore, Board staff requested a CPA to review NAU's financial statements.

The CPA concluded that the after-tax profit was a result of a one-time tax benefit. NAU recorded an Other Receivable of approximately \$0.27 million and \$4.4 million as of May 31, 2021 and 2020, respectively. The refund of \$4.4 million was the result of the Coronavirus Aid, Relief, and Economic Security Act (CARES Act) extending loss carrybacks two additional years. This tax benefit was a one-off due to a change in legislation that cannot be counted on to occur again in future years, so using the pretax loss gives the most accurate financial picture.

NAU's failure to meet the minimum financial requirements creates a concern that the institution could close, possibly abruptly, and not meet their commitments to students. In some cases, when institutions close, students are not provided any teach-out options, which would allow them to transfer to another institution or an option to complete their program. There are also instances when students are not provided access to their student records which means they are unable to validate their education.

Multiple entities share these concerns regarding NAU's financial stability. The United States Department of Education has placed NAU on Heightened Cash Monitoring 1 (HCM1) and have required NAU to post a letter of credit for \$4.8 million. The Higher Learning Commission, NAU's accreditor, is monitoring NAU for financial indicators. NAU is ineligible to participate in the state Authorization Reciprocity Agreement (SARA). And Board staff are aware of at least one state that is pursuing additional financial monitoring.

Appeal Procedure

The Board's decision to nonrenew or condition a certificate of approval is preliminary until the institution is provided written notice of the decision and an opportunity to request a hearing pursuant to the Kansas Administrative Procedure Act. If a hearing is not requested within 15 days of the date of service of notice, the Board's decision becomes final. If a hearing is requested, the hearing must occur within 30 days of our receipt of that request. The Board office has confirmed that a presiding officer from the Office of Administrative Hearings (OAH) is available to hold that hearing if necessary. Once a decision becomes final, after review by the OAH hearing officer, the decision is a final agency action subject to appeal to the district court under the Kansas Judicial Review Act.

Staff Recommendation

NAU is seeking to renew its certificate of approval, but it does not meet the minimum financial requirements, raising concerns about its ability to continue operating.

Board staff recommends utilizing recent amendments to the Act for the first time to issue NAU a certificate of approval with conditions. While NAU does not meet the minimum requirements established by the statute and regulations, Board staff recommends granting a conditioned certificate of approval so that NAU can continue serving the 31 current Kansas students enrolled. The denial of the renewal application would cause immediate harm to these students.

Using the new statutory authority, Board staff recommends applying conditions to NAU's certificate of approval. Board staff recommends requiring NAU to submit a financial improvement plan and quarterly financial statements. Additionally, Board staff recommends the consideration of optional stipulations such as the following to protect current and future Kansas students:

- Prohibit NAU from any new enrollments of Kansas residents until NAU meets the minimum financial requirements.
- Require a teachout plan and listing of currently enrolled Kansas students, the program each student is enrolled, and the anticipated graduation date. NAU notified Board staff that it has entered into a formal written teachout agreement with another online university to provide for the orderly transfer and teachout of students, so that they may complete their programs of study, in the event NAU should cease operations. Board staff recommends requiring NAU to provide the formal written agreement to the Board office and disclose any modifications to the agreement.
- Require additional bonding in an amount reasonable to protect Kansas students in the event of a closure. The bond amount shall be equal to the amount of tuition held for Kansas students. The bond shall be renewed annually and the amount updated based on current Kansas student enrollments.

By imposing these conditions, as opposed to denying the renewal, NAU can continue serving the enrolled students without interrupting their education while NAU brings its financial condition up to the required minimum standards. Board staff recommends conditioning NAU's certificate of approval because it is the most direct method of protecting students while ensuring continuity for current students.

D. Other Matters

1. Receive Information on the Impact of the Federal Contractors COVID-19 Vaccination Mandate – State Universities

Julene Miller,
General Counsel**Summary and Staff Recommendation**

In response to President Biden's Executive Order using federal contacts and an aggressive timeline to attain more widespread COVID-19 vaccination has compelled the state universities to identify covered contracts and make quick decisions regarding implementation, with the three research universities already rolling out the mandate on their campuses. The universities will continue to monitor updated and changing guidance and the associated litigation.

Background

On September 9, 2021, President Biden issued Executive Order 14042⁹ (EO) directing federal agencies to include a new clause in certain contracts. That new clause will require federal contractors and their subcontractors to comply with COVID-19 workplace safety guidance issued by the Safer Federal Workforce Task Force.

On September 24, the Task Force issued draft guidance¹⁰ (Guidance) directing that federal contracts valued over \$250,000 include provisions that will require COVID-19 vaccinations and other protocols for virtually all employees of federal contractors and subcontractors.

The Task Force guidance imposes the following standards on our universities as well as other public and private higher education institutions, other state agencies, private businesses and manufacturers, and other federal contractors or subcontractors:

1. Require all covered employees to be fully vaccinated for COVID-19, except in limited circumstances where an employee is legally entitled to an accommodation. The definition of covered employee is very broad and includes not only employees performing under the federal contract, but also those who work in connection with a covered contract (such as human resources, legal, finance, IT, etc.) and those who might be present even just once at a covered contract workplace.

For existing contracts, a contractor's employees must be fully vaccinated no later than December 8, 2021 (less than six weeks from today).¹¹ For contracts after that date, all covered contractor employees must be fully vaccinated: a) by the first day of the period of performance on a newly awarded covered contract; or b) by the first day of the period of performance on an exercised option or extended or renewed contract when the clause has been incorporated into the covered contract;

2. Require individuals, including covered contractor employees and visitors, to mask and physically distance while in covered contractor workplaces in accordance with CDC guidelines; and
3. Designate a person or persons to coordinate COVID-19 "workplace safety efforts" at covered contractor workplaces.

In response to this EO and Guidance, President Flanders issued a memo to the universities last week that instructed the universities to identify their contracts impacted by this federal mandate. The universities having covered

⁹<https://www.whitehouse.gov/briefing-room/presidential-actions/2021/09/09/executive-order-on-requiring-coronavirus-disease-2019-vaccination-for-federal-employees/>

¹⁰https://www.saferfederalworkforce.gov/downloads/Draft%20contractor%20guidance%20doc_20210922.pdf

¹¹On November 3, President Biden pushed this deadline out to January 4, 2022.

contracts for which they have received a demand for the new clause will navigate the logistics of ensuring compliance with the vaccination mandate by the deadline.

The six universities, particularly the three research universities, have hundreds of contracts with federal agencies, such as NASA, the Department of Justice, the Department of Defense, the Armed Forces, the Department of Health and Human Services, the Department of Energy, the National Science Foundation, the National Institute of Health, and the Department of Education, as well as subcontracts with large private companies that act as federal contractors, such as Spirit and Honeywell. These contracts and subcontracts provide thousands of jobs and hundreds of millions of dollars to the institutions and to the State of Kansas. Failure to continue these contracts and adhere to the EO and September 24 Guidance would jeopardize these employees' positions, this critical funding, the research component of the institutions' mission, and Kansas communities' economic development efforts.

University research safeguards our food supply, enhances national security, supports business and industry, grows our economy, and brings jobs and investment to Kansas. Wichita State's National Institute for Aviation Research helped south Kansas earn a designation as a Defense Manufacturing Community from the Department of Defense, and the University's Industry and Defense Programs unit provides support for some of the military's most important assets. Kansas State's Biosecurity Research Institute protects livestock and crops through its leading infectious disease research. The University of Kansas Medical Center conducts groundbreaking research that aims to fundamentally transform cancer treatment.

These are just a few examples of the significant and ongoing university research that relies upon federal contracts and cooperative agreements and is vital to our state's economy and our national security. The universities having such contracts find they have no choice but to accept this mandated contract clause to preserve the revenues derived from those contracts and continue the mission-critical work those revenues fund.

The universities, like all other federal contractors, are still unraveling how this will ultimately unfold, as it is new policy still under development, but for existing contracts a decision had to be made by October 22 to enable the campuses to meet the December 8 deadline to have employees fully vaccinated. Because the Guidance includes as covered all part-time and full-time employees working on, at the site of, or in connection with a federal contract or subcontract (i.e., incidental to), and references employees who might be present even just once at a covered contract workplace, if there is even one contract on a campus with this requirement, it essentially affects the entire campus.

The Board Office understands that the U.S. Department of Education will issue its own guidance. If USDE decides to apply this provision to Title IV Pell Grants, every institution of higher education, public and private, will be affected by this Order and forced to choose between forgoing this critical funding for students or complying with the mandate.

Prior to issuing its memo to the universities, the Board office communicated with members of our state's congressional delegation and the Attorney General's Office but as yet have no information that would lead us to conclude that the universities can avoid accepting the contract amendments imposing these requirements without foregoing the research projects and their revenues. Once federally funded research moves to another state, it would be a massive undertaking to bring it back. Our universities and the state's economy cannot afford such a blow.

On October 29th, President Flanders presented this information to the Special Committee on Government Overreach and the Impact of COVID-19 Mandates. That Committee will make recommendations to the full Legislature regarding the State's response to such mandates. The Committee's next meeting will be after the writing of this report.

In addition, President Biden, the Safer Federal Workforce Task Force and other federal agencies continue to issue new guidance making this a fluid situation that the Board office and the universities will continue to monitor and respond to accordingly.

2. Receive the Non-Budgetary Legislative Proposals (First Read)

**Matt Casey,
Director, Government Relations**

Summary

The Board will receive a first read on the non-budgetary items listed below.

LEGISLATIVE PROPOSAL: AMENDMENTS TO THE MOTORCYCLE SAFETY FUND AND TRUCK DRIVER TRAINING FUND STATUTES

Request

Amend Motorcycle Safety Fund and Truck Driver Training Fund statutes to shift responsibility for administration of motorcycle safety courses and programs and truck driver training courses and programs from the Board of Regents to the Division of Motor Vehicles.

Background

Historically, motorcycle safety and truck driver training courses and programs, many delivered by public and private high schools as well as community and technical colleges, have been administered by the state department of education (KSDE). In 2005, the Legislature amended the relevant statutes to place responsibility on the Board of Regents to administer these two programs to the extent they are offered by community and technical colleges. From 2005 to present, we have had agreement with KSDE that they would continue to administer the motorcycle safety courses/programs delivered by the community colleges and that the Board would begin administering the truck driver training courses/programs delivered by community and technical colleges. This year, KSDE has signaled a reluctance to continue administering the motorcycle safety courses/programs delivered by community and technical colleges.

Rather than trying to fit this square peg into a round hole and try to begin setting standards for motorcycle safety, we are working with KSDE and the Division of Vehicles to propose shifting both administration of motorcycle safety courses/programs and truck driver training courses/programs that are delivered by community and technical colleges to the Division of Vehicles. The proposal has yet to be approved by the Secretary of Administration or the Kansas Board of Education, and the draft included below is a working draft only.

Impact

As the bill is currently drafted, the Board would continue to collect the number of students who have completed from the colleges, certify that to Accounts and Reports, and distribute the motorcycle safety and truck driver training funds to the colleges, but would no longer be responsible for setting the standards for those courses/programs or otherwise administering them.

Fiscal Note

Minimal to no impact on the State General Fund (SGF) is projected. The Board has not received funds specifically for the administration of these programs and the bill is drafted to fund administration by the Department of Revenue from the motorcycle safety and truck driver training funds.

LEGISLATIVE PROPOSAL: SUPPORT LEGISLATION AUTHORIZING VOLUNTARY AFFILIATIONS BETWEEN STATE UNIVERSITIES AND COMMUNITY AND TECHNICAL COLLEGES

Request

Support legislation, similar to community college consolidation statutes, that provides authorization and a pathway for voluntary affiliations between state universities and community colleges and technical colleges.

Background

State statutes currently provide for 1) consolidations between two or more community colleges, and 2) consolidations between a community college and a technical college. For affiliation between a technical college or a community college and a state university, legislation specific to the two institutions has been required, placing an additional barrier in the way of achieving such partnerships. The Future of Higher Education Council has discussed this issue and recommended that the Board of Regents pursue legislation that would authorize voluntary affiliations between state universities and community colleges and technical colleges to remove that barrier.

Impact

Proposed legislation would provide authorization for and facilitate partnerships between public institutions that currently do not have the ability to affiliate without seeking specific legislative authority to do so and proposing their own, unique legislative terms. Below are 1) a proposed amendment to allow affiliations between state universities and 2) examples of existing consolidation/affiliation legislation and Board policy that could be used as a model for voluntary affiliations between state universities and community colleges and technical colleges.

Fiscal Note

Minimal to no impact on the State General Fund (SGF) is projected, but affiliations between such institutions would generate savings for those institutions.

LEGISLATIVE PROPOSAL: INCREASED 529 INVESTMENT OPTIONS**Request**

To allow for third party investments into 529 college savings accounts as well as other adjustments to provide more investment pathways.

Background

Learning Quest 529 Education Savings Accounts and Benefits:

Authorized in the Internal Revenue Code, 529 plans are tax-advantaged vehicles for qualified postsecondary education expenses. In Kansas, the Learning Quest 529 Education Savings Program (Learning Quest) is managed by American Century Investment Management, Inc. through a contract with the Office of the State Treasurer. Kansas also offers the Learning Quest Advisor and the Schwab 529 Plan, which are managed by American Century Investments and distributed by Charles Schwab & Co., Inc. The program offers anyone who is a U.S. citizen or resident alien the option to invest for higher education.

Tax Benefits

- Earnings grow tax-deferred and qualified withdrawals are tax free.
- Kansas taxpayers receive an annual adjusted gross income deduction of up to \$3,000 (or \$6,000 if married and filing jointly) for each beneficiary.
- Can contribute up to \$15,000 per year (\$30,000 if you're married and filing jointly) without incurring federal gift taxes.
- Can make five years' worth of gifts up to \$75,000 (or \$150,000 if you're married and filing jointly) to your 529 account in a single year without being subject to gift taxes.

Employer Benefits

Employers can offer Learning Quest as part of their competitive suite of benefits. Employees can invest in higher education for themselves or their family members. Contributions can be made via payroll deduction.

SB 473 was introduced last session in coordination with the State Treasurer's office which would have addressed the following:

- Facilitate third-party contributions to accounts in the K.I.D.S. program and match contributions dollar-for-dollar.
- Expand the K.I.D.S. program to include as a “Qualified individual or family” currently serving in or honorably discharged veterans of the Kansas national guard or any branch of the United States military.
- Facilitate Charitable Organization contributions to accounts in the K.I.D.S. program, deposit contributions in an account for which the withdrawals are restricted to qualified withdrawals under K.S.A. 75-640, and match contributions dollar-for-dollar.

Impact

Anticipated to have more pathways for individuals to invest in college savings accounts which could allow a financial opportunity for more Kansans to seek post-secondary education.

Fiscal Note

Minimal to no impact on the State General Fund (SGF) is projected.

LEGISLATIVE PROPOSAL: SUPPORT PROMISE ACT TRAILER BILL

Request

After implementing the first year of the Kansas Promise Act there have been various items that need to be adjusted for the program to work more efficiently. The Board has been working with the two-year sector, the independent colleges and the legislature to work out details of a trailer bill.

Background

The Kansas Legislature passed the Kansas Promise Act during the 2021 legislative session. This act provides a last dollar service scholarship to students in high wage high demand areas. Upon completion of the program the student must remain in Kansas to live and work for a period of at least two years.

Impact

This bill would clean up various issues relating to distribution of the funds to the colleges, authority on clawback provisions for students that default in the program, provides more clarity on the program areas that qualify, and other measures to help efficiently implement this program.

Fiscal Note

The original Promise Act was adopted with a \$10M appropriation from SGF. This trailer bill will likely have no further fiscal impact.

LEGISLATIVE PROPOSAL: EMPORIA STATE UNIVERSITY, SALE OF PROPERTY IN THE CITY OF EMPORIA, LYON COUNTY, KANSAS

Request: To sell property in the City of Emporia, Lyon County, Kansas

Issue Background: Emporia State University is seeking approval to sell the Earl Center, which includes the real estate, building, paved parking lot, and any and all appurtenances thereto in the City of Emporia, Lyon County, Kansas. This property was gifted to the Emporia State University Foundation in 1999 by the Sauder Family Partnership. The Emporia State University Foundation deeded the property to Emporia State University in August 2001. The purpose of the building was to house the Department of Counselor Education & Rehabilitation Programs and the Jones Institute for Educational Excellence. The University has contacted the Sauder family and they support the sale of the property at this time on the premise that it aligns with the direction of the University

and that the proceeds ultimately benefit Emporia State University. While negotiations are in a very early phase, the University has received a letter of intent to purchase from the potential buyer. It is the University's intent to transact the sale in accordance with the Board's policy on the sale of real property and so also requests permission to proceed with the sales transaction upon approval by the Kansas Legislature, only returning to the Kansas Board of Regents for additional authorization if the negotiated sales price is below the current appraised value of the property.

Rationale/Consequences: The Earl Center is located a block to the west of the campus. While the center is in walking distance, it is not in the main campus footprint. As ESU is undergoing space utilization review, it has been determined that there is sufficient space to relocate the operations that occupy the Earl Center back to the main campus. Earlier this year, the Jones Institute for Educational Excellence relocated to Visser Hall on the ESU main campus, leaving the ground floor of the building vacant.

Fiscal and Administrative Impact: The University will continue to provide the programming offered through the Department of Counselor Education & Rehabilitation Programs and the Jones Institute for Educational Excellence. The Earl Center property will no longer be owned or staffed by the University, thus reducing deferred maintenance, utilities, and other operating expenses related to the property.

Impact on Other State Agencies: No fiscal impact to other state agencies.

What would happen if proposal was not enacted? The property would continue to be owned and utilized by Emporia State University. An opportunity to reduce the deferred maintenance backlog and the physical footprint of the University would not be realized.

Draft Proposed Legislation: Emporia State University, following approval by the state board of regents, is hereby authorized and empowered to convey all of the rights, title and interest by quitclaim deed in the following described real estate located at Lot 3 in Janet's Subdivision to the City of Emporia, Lyon County, Kansas according to the recorded plat thereof. When the sale is made, the proceeds thereof shall be deposited in the restricted use account of Emporia State University.

LEGISLATIVE PROPOSAL: TECHNICAL EDIT TO ADD HIGH SCHOOL EQUIVALENCY

Request: Technical edit of K.S.A 74-32,434, to include high school equivalency.

Background: In 2019, the Legislature amended state law to recognize the high school equivalency (HSE) credential option in addition to the general educational development (GED) option already noted in state law. The 2019 legislation inadvertently did not amend K.S.A 74-32,434 and therefore, that statute needs to be amended to maintain consistency.

Impact: Impact of this proposal would mean the Kansas Board of Regents would be able to include the HSE credential option when calculating institutions' performance-based incentive payments.

Fiscal Note: Negligible to no impact on the State General Fund (SGF) is projected. This incentive payment is made as part of the Postsecondary Education Performance Based Incentives Fund which is part of K.S.A. 72-3819.

Draft Language:

K.S.A. 74-32,434 is hereby amended as follows:

Performance-based incentive payments for certain postsecondary educational institutions; eligibility; amount of payment. (a) (1) Any eligible postsecondary educational institution may certify to the board of regents:

(A) The number of individuals who received a general educational development (GED) *or high school equivalency (HSE)* credential from such institution while enrolled in an eligible career technical education program;

(B) the number of individuals who received a career technical education credential from such institution; and

(C) the number of individuals who were enrolled in an eligible career technical education program at such institution and who are pursuing a general educational development (GED) *or high school equivalency (HSE)* credential.

(2) Certifications submitted pursuant to this subsection shall be submitted in such form and manner as prescribed by the board of regents, and shall include such other information as required by the board of regents.

(b) Each fiscal year, upon receipt of a certification submitted under subsection (a), the board of regents shall authorize payment to such eligible postsecondary educational institution from the postsecondary education performance-based incentives fund. The amount of any such payment shall be calculated based on the following:

(1) For each individual who has received a general educational development (GED) *or high school equivalency (HSE)* credential, \$500;

(2) for each individual who has received a career technical education credential, \$1,000; and

(3) for each individual enrolled in an eligible career technical education program who is pursuing a general educational development (GED) *or high school equivalency (HSE)* credential, \$170.

(c) That portion of any payment from the postsecondary education performance-based incentives fund that is made based on subsection (b)(2) shall be expended for scholarships for individuals enrolled in an eligible career technical education program and operating costs of eligible career technical education programs. Each eligible postsecondary educational institution shall prepare and submit a report to the board of regents which shall include the number of individuals who received scholarships, the aggregate amount of moneys expended for such scholarships and the number of those individuals who received a scholarship that also received a career technical education credential.

(d) (1) Of that portion of any payment from the postsecondary education performance-based incentives fund that is made based on subsection (b)(3), an amount equal to \$150 for each individual shall be expended by the eligible postsecondary educational institution for the general educational development (GED) test.

(2) If any individual enrolled in an eligible career technical education program for which an eligible postsecondary educational institution has received a payment under this section fails to take the general educational development (GED) test, then such institution shall notify the board of regents in writing that no such test was administered to the individual. For each such notification received, the board of regents shall deduct an amount equal to \$150 from such institution's subsequent incentive payment.

(e) All payments authorized by the board of regents pursuant to this section shall be subject to the limits of appropriations made for such purposes. If there are insufficient appropriations for the board of regents to authorize payments in accordance with the amounts set forth in subsection (b), the board of regents shall prorate such amounts in accordance with appropriations made therefor.

(f) There is hereby created the postsecondary education performance-based incentives fund. Expenditures from the postsecondary education performance-based incentives fund shall be for the sole purpose of paying payments to eligible postsecondary educational institutions as authorized by the board of regents. All expenditures from the postsecondary education performance-based incentives fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the president of the board of regents, or the president's designee.

(g) As used in this section:

(1) "Board of regents" means the state board of regents provided for in the constitution of this state and established by K.S.A. 74-3202a, and amendments thereto.

(2) "Career technical education credential" means any industry-recognized technical certification or credential, other than a general educational development (GED) *or high school equivalency (HSE)* credential, or any technical certification or credential authorized by a state agency.

(3) "Eligible career technical education program" means a program operated by one or more eligible postsecondary educational institutions that is identified by the board of regents as a program that allows an enrollee to obtain a general educational development (GED) *or high school equivalency (HSE)* credential while pursuing a career technical education credential.

(4) "Eligible postsecondary educational institution" means any community college, technical college or the institute of technology at Washburn university.

(5) "State agency" means any state office, department, board, commission, institution, bureau or any other state authority.

LEGISLATIVE PROPOSAL: REQUEST TO SELL PROPERTY IN RILEY COUNTY

Issue Background: Kansas State University is seeking approval to sell 15.71 acres of property on the north side of Kimball Avenue on the south, College Avenue on the west, and the K-State Agronomy Farm on the north and east.

Rationale/Consequences: Kansas State University, specifically the College of Agriculture plans to build an Agriculture Innovation Hub in support of the University's Economic Prosperity Plan.

Fiscal and Administrative Impact: K-State Research and Extension will no longer have to maintain the property.

Impact on Other State Agencies: No fiscal impact to other state agencies.

What would happen if proposal was not enacted? The property would continue to be used for the current purposes of crop research and storage by Kansas State University College of Agriculture and K-State Research and Extension.

Draft Proposed Legislation: Kansas State University, following approval by the state board of regents, is hereby authorized and empowered to convey all of the rights, title and interest by quitclaim deed in the following described real estate A tract of land located in the southeast quarter of Section 1, Township 10 South, Range 7 East of the 6th P.M., in the City of Manhattan, Riley County, Kansas, more particularly described as follows: Commencing at the south quarter corner of said Section 1;

Thence along the south line of the southeast quarter of said Section 1 N. 87°05'38" E. 87.63 feet;
 Thence perpendicular to the south line of the southeast quarter of said Section 1
 N. 02°54'22" W. 60.00 feet to the point of beginning on the north right of way line of Kimball Avenue, a public street in the City of Manhattan;
 Thence along the north right of way line of said Kimball Avenue, being parallel with and 60.00 feet north of the south line of the southeast quarter of said Section 1
 N. 87°05'38" E. 1654.83 feet;
 Thence N. 02°54'22" W. 305.36 feet;
 Thence N. 52°37'24" W. 132.17 feet;
 Thence on a curve to the left with a radius of 170.00 feet, an arc length of 57.08 feet, the chord of said curve bears 56.81 feet N. 62°14'30" W.;;
 Thence on a curve to the right with a radius of 130.00 feet, an arc length of 84.94 feet, the chord of said curve bears 83.44 feet N. 53°08'29" W.;;
 Thence S. 56°37'29" W. 111.02 feet;
 Thence on a curve to the right with a radius of 230.00 feet, an arc length of 121.64 feet, the chord of said curve bears 120.23 feet S. 71°46'32" W.;;
 Thence S. 86°55'36" W. 127.23 feet;
 Thence on a curve to the right with a radius of 230.00 feet, an arc length of 12.34 feet, the chord of said curve bears 12.34 feet S. 88°27'48" W.;;
 Thence N.90°00'00" W. 243.05 feet;
 Thence on a curve to the left with a radius of 120.00 feet, an arc length of 57.07 feet, the chord of said curve bears 56.53 feet S. 76°22'34" W.;;
 Thence on a curve to the right with a radius of 180.00 feet, an arc length of 85.60 feet, the chord of said curve bears 84.80 feet S. 76°22'34" W.;;
 Thence N. 90°00'00" W. 349.93 feet;
 Thence on a curve to the right with a radius of 280.00 feet, an arc length of 216.28 feet, the chord of said curve bears 210.94 feet N. 67°52'18" W.;;
 Thence N. 45°44'35" W. 15.50 feet;
 Thence on a curve to the left with a radius of 120.00 feet, an arc length of 94.25 feet, the chord of said curve bears 91.84 feet N. 68°14'35" W.;;
 Thence S. 89°15'25" W. 88.72 feet to the east right of way line of College Avenue, a public street in the City of Manhattan;
 Thence along the east right of way line of said College Avenue S. 00°43'29" E. 393.45 feet; Thence continuing along the east right of way line of said College Avenue S.15°11'47" E. 141.19 feet to the point of beginning, containing 15.71 acres.
 When the sale is made, the proceeds thereof shall be deposited in restricted use account of Kansas state university of agriculture and applied science.

LEGISLATIVE PROPOSAL: REQUEST TO SELL PROPERTY IN CHEROKEE COUNTY

Issue Background: Kansas State University is seeking approval to sell the Pecan Experimental Field Office and five acres in Cherokee County, Kansas.

Rationale/Consequences: Kansas State University closed the Pecan Experimental Field and the property was disposed of in accordance with Kansas Law. The Office facility is not contiguous to the Pecan Field and was not included when the University sought approval to dispose of the Pecan Experimental Field.

Fiscal and Administrative Impact: K-State Research and Extension will no longer have to maintain the property.

Impact on Other State Agencies: No fiscal impact to other state agencies.

What would happen if proposal was not enacted? The property is no longer needed as Kansas State University has closed the field.

Draft Proposed Legislation: Kansas State University, following approval by the state board of regents, is hereby authorized and empowered to convey all of the rights, title and interest by quitclaim deed in the following described real estate located commencing at a point on the southeast corner of Section 28, Township 34, South of Range 22 East, thence North 330 feet, thence West 660 feet, thence South 330 feet, thence East 660 feet, to the place of beginning, containing 5 acres, in Cherokee County, Kansas. When the sale is made, the proceeds thereof shall be deposited in restricted use account of Kansas state university of agriculture and applied science.

LEGISLATIVE PROPOSAL: REQUEST TO SELL PROPERTY IN DOUGLAS COUNTY, NEBRASKA

Issue Background: Kansas State University is seeking approval to sell the vacant property previously used to house 4th year veterinary medicine students while in a rotation at the Referral Clinic in Douglas County, Omaha, Nebraska. The Referral Clinic was initially established and owned by the College of Veterinary Medicine.

Rationale/Consequences: The College of Veterinary Medicine suspended the Referral Clinic in 2015, therefore this property used to house students is no longer necessary.

Fiscal and Administrative Impact: The College of Veterinary Medicine will no longer have to maintain the property.

Impact on Other State Agencies: No fiscal impact to other state agencies.

What would happen if proposal was not enacted? The property is no longer needed as Kansas State University has closed the Referral Clinic.

Draft Proposed Legislation: Kansas State University, following approval by the state board of regents, is hereby authorized and empowered to convey all of the rights, title and interest by quitclaim deed in the following described real estate

Parcel 1

Lot 1, in PACIFIC PLAZA REPLAT 2, an Addition to the City of Omaha, as surveyed, platted and recorded in Douglas County, Nebraska.

Parcel 2

Lot 2, in PACIFIC PLAZA REPLAT 2, an Addition to the City of Omaha, as surveyed, platted and recorded, in Douglas County, Nebraska.

When the sale is made, the proceeds thereof shall be deposited in restricted use account of Kansas state university of agriculture and applied science.

LEGISLATIVE PROPOSAL: PITTSBURG STATE UNIVERSITY LAND SALE

Issue Background: Pittsburg State University is seeking approval to sell an empty lot on the edge of campus. The land was originally acquired through purchase with parking funds and through a donation. The land was

obtained to hold for potential expansion of adjacent parking areas. One of the sororities on campus has expressed interest in the lot for the construction of a new sorority house.

Rationale/Consequences: The University does not have a need to expand parking on this side of campus and supports the use of the land for a sorority house as consistent with the adjacent University operations and University plans.

Fiscal and Administrative Impact: The University will no longer need to maintain the land. Proceeds will be used for support of parking in other areas of campus.

Impact on Other State Agencies: No fiscal impact to other state agencies.

What would happen if proposal was not enacted? The University would continue to own the property.

Draft Proposed Legislation:

Pittsburg State University, following approval by the state board of regents, is hereby authorized and empowered to convey real estate at the southeast corner of Ford and Joplin streets in Pittsburg, Kansas, described as:

- 1) S32, T30, R25, BEG 36.09' S AND 7.87' E NW COR NE1/4 SW1/4, TH E 92.13, S 85, W 100, N 78.91, NELY 9.95, TO POB;
- 2) S32, T30, R25, BEG 115' S NW COR NE1/4 SW1/4, TH S 89, E 130, N 89, W 130, TO POB;
- 3) 30' x 85' of the northwest part of S32, T30, R25, BEG 30' S & 100' E NW COR NE1/4 SW1/4, E 100, S 174, W 70, N 89, W30, N 85 TO POB

When the sale is made, the proceeds thereof shall be deposited in the parking fund of Pittsburg State University.

Note: The legal description of the property is subject to final survey which will be completed prior to seeking legislative approval.

LEGISLATIVE PROPOSAL: REQUEST TO EXCHANGE PROPERTY IN DOUGLAS AND WYANDOTTE COUNTY

Issue Background: The University of Kansas is seeking approval to exchange property with the KU Endowment Association on the Lawrence campus for Endowment property in Lawrence. There are three parcels of property on the Lawrence campus that we propose to exchange for one KU Endowment Association property adjacent to University property on West campus in Lawrence. The University of Kansas Properties are:

- Wesley Building property - .50 acres – Appraised value = \$965,000
- Future City of Lawrence transit hub site at the corner of Bob Billings and Crestline Drive. 3.082 acres – Appraised value = \$525,000
- 21st and Iowa Street – The outlined parcel is approximately 40,000 sf in the south eastern portion of the parcel that Simons and McCollum Halls are located in. This parcel is needed to facilitate the re-alignment of 21st Street and the signalization of the same. The appraisal was for a 3.65 acre parcel including the entire frontage of Iowa street, and yielded a appraised value of \$9.00 per square foot, or \$1,430,000. It was determined that the entire site was not needed in order to affect the street re-alignment so a smaller parcel was developed for the exchange with a value of approximately \$360,000 at the same \$9.00 per square foot.

The total cost of the property that the University would exchange is...

- Wesley Building \$ 965,000.00
- Transit Hub \$ 525,000.00
- 21st and Iowa \$ 360,000.00

\$1,850,000.00

Westbrooke Street Property - We are proposing to trade the properties above for a parcel of Endowment Association property on Westbrooke Drive that is of equal or greater value. The stipulated appraisal process indicates that the value of this property is \$1.50 per square foot. Endowment proposes to exchange approximately 1,235,000 sf at value of \$1,852,500.

In order to determine the value of the properties, the University requested the appointment of appraisers by the Kansas Department of Revenue, Property Valuation Division and were provided with a team of 4 appraisers to review the properties. The appraisers assigned to this project are Allen Valuation, Aul Appraisals, Keller Craig and Associates and Valbridge Property Advisors. The appraisals are attached for reference.

Rationale/Consequences:

- Wesley Building Property – The University has been approached by Evan Scholars regarding acquisition of the property. Evan Scholars currently rents space from the Endowment Association for their scholarship recipients. If the property exchange is approved, KU Endowment would sell the property to Evans Scholars so that they could renovate it for the use of housing their scholarship recipients. The Endowment Association sales agreement would include a clause whereas Evans Scholars discontinues use of the property, the ownership of the property would revert back to the Endowment Association for the benefit of the University. Prior to the Evan Scholars interest, the University had planned to raze the structure to eliminate deferred maintenance cost (currently \$1,456,785), improve our overall FCI (current building FCI of 0.41) and reduce our space footprint (12,805 GSF reduction). The current occupants of the building are in the process of moving to a new space on campus that will help improve space utilization. This proposal would also save the University approximately \$400,000 in demolition costs. Property description is, OREAD ADD BLK 4 S 23 FT LT 1 & ALL LT 2; ALSO THAT PART OF LOUISIANA ST ADJ TO SD LTS VAC 7-23-91 BK 459/1274; ALSO E 4 FT LT 11
- City of Lawrence Transit Hub Site – The University and the City of Lawrence have looked at a variety of Transit Hub sites over the past 7 years. The site at the corner of Bob Billings and Crestline has been selected for this project. The City of Lawrence would enter a long term lease for this property. The University is proposing to trade this property to the Endowment Association so that Endowment can enter into a long term, low cost lease with the City. At the end of the agreement, the property would remain in the control of KU Endowment for the benefit of the University. This site currently has the Maintenance and Surplus Property building on it. The City of Lawrence Transit Hub site would require the site that the western most portion of the existing building (from the west end of the loading dock west) and the property west to Crestline Drive. Prior to these discussions with the City, the University had no long range plans for the west end of the facility. In approving this trade the University will reduce deferred maintenance costs (currently \$289,548 for this portion of the building) and reduce our space footprint (6,999 GSF reduction). Property description is, COMMENCING AT THE NORTHEAST CORNER OF SAID NORTHEAST QUARTER; THENCE SOUTH 88° 07'24" WEST (THIS AND ALL THE FOLLOWING BEARINGS ARE BASED ON THE KANSAS STATE PLANE COORDINATE SYSTEM, NORTH ZONE 1983) COINCIDENT WITH THE NORTH LINE OF SAID NORTHEAST QUARTER, A DISTANCE OF 1174.02 FEET; THENCE SOUTH 01° 34'35" EAST, A DISTANCE OF 50.00 FEET TO A POINT ON THE SOUTH RIGHT-OF-WAY LINE OF BOB BILLING PARKWAY AS IT EXISTS TODAY, SAID POINT ALSO BEING THE POINT OF BEGINNING; THENCE SOUTH 01° 34'35" EAST, A DISTANCE OF 42.69 FEET; THENCE NORTH 88° 25'25" EAST, A DISTANCE OF 21.50 FEET; THENCE SOUTH 01°

34'35" EAST, A DISTANCE OF 135.00 FEET; THENCE SOUTH 88° 07'24" WEST A DISTANCE OF 553.36 FEET; THENCE SOUTH 75° 25'18" WEST, A DISTANCE OF 169.99 FEET; THENCE NORTH 14° 33'31" WEST, A DISTANCE OF 120.00 FEET; THENCE NORTH 01° 52'36" WEST, A DISTANCE OF 98.10 FEET TO A POINT ON SAID SOUTH RIGHT-OF-WAY LINE OF BOB BILLINGS PARKWAY; THENCE NORTH 88° 07'24" EAST COINCIDENT WITH SAID SOUTH LINE, A DISTANCE OF 724.96 FEET TO THE POINT OF BEGINNING.

- 21st and Iowa Street – This property becoming Endowment Association property will aide in the development of the KU Innovation Park and a development that the Endowment Association is undertaking on the corner of 21st and Iowa Street to increase the marketability of the Innovation Park. The primary purpose for this trade is a road realignment that will benefit both the Innovation Park and Endowment development. This site needs to be surveyed and a legal description developed.
- Westbrooke Street Property – In transferring an equal to or slightly higher valued amount of property on Westbrooke Street the University will acquire property that will adjoin existing University property. Currently the University owns the buildings and associated footprints along Westbrooke Street but does not own most of the property in between and around the buildings. This would allow us to stitch the properties together in a cohesive site and allow for future University development of this area.

Fiscal and Administrative Impact:

- Wesley Building Property – The University would no longer have deferred maintenance or operational costs for the building or site. In addition, we would not have the cost of razing this property.
- City of Lawrence Transit Hub Site – The University would no longer have deferred maintenance or operational costs for the portion of the building and site transferred to the City of Lawrence.
- 21st and Iowa Street – The University would no longer have deferred maintenance or operations expenses related to this property.
- Westbrooke Street Property – The University already pays to maintain any improvements on this project. This would include roadways, parking, infrastructure, etc..

Impact on Other State Agencies:

- No fiscal impact to other state agencies.

What Would Happen if this Proposal Was Not Enacted:

- In the case of Wesley Building and the Maintenance and Surplus Property Building and sites the University would incur additional deferred maintenance and operating costs. We would also have costs to raze the Wesley Building.
- In the case of the Wesley Building, not doing this could jeopardize the 50+ out of state scholarships that Evans Scholarship program brings annually to the University.
- For the Maintenance and Surplus Property Building, not proceeding with this will be detrimental to transit operations that benefit both the University and City. It could also adversely impact the collaborative working relationship between the City and University on public transit.

- If 21st and Iowa Street is not transferred to the Endowment Association, the University may incur costs to re-align the roadways, signalize the intersection and develop infrastructure to support the KU Innovation Park and Endowment Development and continue to have the burden of the deferred maintenance on the existing roads.
- On the Westbrooke Street property KU would continue to use the property around the buildings as is but would continue to be hindered by not controlling the property in between the facilities.

Draft Proposed Legislation: The University of Kansas, following approval by the State Board of Regents, is hereby authorized and empowered to convey all of the rights, title and interest by quitclaim deed in the following described real estate located at:

- OREAD ADD BLK 4 S 23 FT LT 1 & ALL LT 2; ALSO THAT PART OF LOUISIANA ST ADJ TO SD LTS VAC 7-23-91 BK 459/1274; ALSO E 4 FT LT 11
- COMMENCING AT THE NORTHEAST CORNER OF SAID NORTHEAST QUARTER; THENCE SOUTH 88° 07'24" WEST (THIS AND ALL THE FOLLOWING BEARINGS ARE BASED ON THE KANSAS STATE PLANE COORDINATE SYSTEM, NORTH ZONE 1983) COINCIDENT WITH THE NORTH LINE OF SAID NORTHEAST QUARTER, A DISTANCE OF 1174.02 FEET; THENCE SOUTH 01° 34'35" EAST, A DISTANCE OF 50.00 FEET TO A POINT ON THE SOUTH RIGHT-OF-WAY LINE OF BOB BILLING PARKWAY AS IT EXISTS TODAY, SAID POINT ALSO BEING THE POINT OF BEGINNING; THENCE SOUTH 01° 34'35" EAST, A DISTANCE OF 42.69 FEET; THENCE NORTH 88° 25'25" EAST, A DISTANCE OF 21.50 FEET; THENCE SOUTH 01° 34'35" EAST, A DISTANCE OF 135.00 FEET; THENCE SOUTH 88° 07'24" WEST A DISTANCE OF 553.36 FEET; THENCE SOUTH 75° 25'18" WEST, A DISTANCE OF 169.99 FEET; THENCE NORTH 14° 33'31" WEST, A DISTANCE OF 120.00 FEET; THENCE NORTH 01° 52'36" WEST, A DISTANCE OF 98.10 FEET TO A POINT ON SAID SOUTH RIGHT-OF-WAY LINE OF BOB BILLINGS PARKWAY; THENCE NORTH 88° 07'24" EAST COINCIDENT WITH SAID SOUTH LINE, A DISTANCE OF 724.96 FEET TO THE POINT OF BEGINNING.
- 21st and Iowa Street description - This site (40,000 sf) needs to be surveyed and a legal description developed.

to the KU Endowment Association. In return the KU Endowment Association will convey all of the rights, title and interest by quitclaim deed for 1,235,500 square feet of property with its eastern border being Westbrooke Street of which is a greater value than the properties it is being exchanged for. This property will need to be surveyed and a legal description developed. The property being exchanged for is a portion of the property located at:

- 95.06A 2-13-19 NW 1/4, LESS 2.5A IN SWCOR NW QR, LESS 5.12A D 271/587, LESS 19.19A D 438/503, LESS 0.423A D 619/996, LESS 0.279A D 619/997, LESS 0.27A D 619/998, LESS 12.856A D 271/588, LESS 8.947A PLATTED TO KUEA STORAGE FACILITY ADD FILED 09/21/2006 BK P 18/65, LESS 2-13-19 NW 1/4, LESS 2.5A IN SWCOR NW QR, LESS 5.12A D 271/587, LESS 19.19A D 438/503, LESS 0.423A D 619/996, LESS 0.279A D 619/997, LESS 0.27A D 619/998, LESS 12.856A D 271/588, LESS 8.947A PLATTED TO KUEA STORAGE FACILITY ADD FILED 09/21/2006 BK P 18/65, LESS 4.058A D 1024/4393, LESS D 1060/5423 104.277A, LESS THAT PART OF .771A TR D 1102/249 (U15540F & G SPLIT 2013) 4.058A D 1024/4393, LESS D 1060/5423 LESS A PORTION DESC AS; COM AT SW COR OF NW1/4; TH N88DEG08'30"E (BEARING BASED O)

to the University of Kansas.

LEGISLATIVE PROPOSAL: SELLING GIFTED PROPERTY – AMENDING THE STATE SURPLUS PROPERTY ACT.

Request: Change statute to allow universities to sell real estate that was given to the university or purchased with research dollars with KBOR approval and not require legislative approval.

Background: Each time a university wants to sell any piece of state property it must pass legislation regardless of how the property was obtained by the university. This can add a considerable amount of time to move forward with projects and does not allow for flexibility.

Impact: This will allow universities to have flexibility to sell property that was gifted or purchased with institutional research dollars. With the passage of this language the universities could reduce its physical footprint and maintenance burden.

Fiscal Note: Minimal to no impact on the State General Fund (SGF) is projected.

Draft Language: Amendment language

(g) Any sale of property by the secretary of transportation pursuant to K.S.A. 68-413, and amendments thereto, shall not be subject to the provisions of this section. The provisions of this section shall not be applicable to real estate owned by a state educational institution as defined in K.S.A. 76-711, and amendments thereto, or to the university of Kansas medical center, limited to real estate given as an endowment, bequest, or gift to such institution. A state educational institution shall sell such real estate in accordance with policies adopted by the state board of regents.

- 3. Act on Request to Name a Building – KSU** **President Myers**

- 4. Appoint Members to the Pittsburg State University Presidential Search Committee and Approve Committee Charge** **Regent Harrison-Lee**

VII. Adjournment

AGENDA

**KANSAS BOARD OF REGENTS
ACADEMIC AFFAIRS STANDING COMMITTEE
Wednesday, November 17, 2021
10:30 a.m. -12:00 p.m.**

The Board Academic Affairs Standing Committee (BAASC) will meet in Conference Room B located in the Curtis State Office Building at 1000 SW Jackson, Suite 520, Topeka, Kansas, 66612, with non-members being offered a virtual option. Meeting information will be sent to participants via email, or you may contact arobinson@ksbor.org.

- | | |
|--|---------------------------------------|
| I. Call to Order | Regent Kiblinger, Chair |
| A. Roll Call and Introductions | |
| B. Approve minutes from November 2, 2021 meeting | |
| II. Other Matters | |
| A. Request to Change Performance Agreement –
Cloud County CC | Sam Christy-Dangermond |
| B. Private Post-Secondary Regulation Change | Crystal Puderbaugh |
| C. Program Review Presentations | University Chief
Academic Officers |
| D. Advantage KS Coordinating Council (AKCC) Update | Regent Kiblinger |
| E. Direct Support Professionals (DSP) Update | Regent Schmidt |
| III. Suggested Agenda Items for November 29th Virtual Meeting | |
| A. Approve New Systemwide Transfer Courses | |
| B. New Program Approvals | |
| IV. Adjournment | |

MINUTES

Board Academic Affairs Standing Committee MINUTES Tuesday, November 2, 2021

The November 2, 2021 meeting of the Board Academic Affairs Standing Committee (BAASC) of the Kansas Board of Regents (KBOR) was called to order by Regent Kiblinger at 9:00 a.m. The meeting was held through Zoom.

In Attendance:

Members:	Regent Kiblinger Regent Winter	Regent Rolph	Regent Schmidt
Staff:	Daniel Archer Amy Robinson April Henry Crystal Puderbaugh	Sam Christy-Dangermond Tara Lebar Cindy Farrier Scott Smathers	Karla Wiscombe Natalie Yoza Hector Martinez Lisa Beck
Others:	Adam Borth, Fort Scott CC Brenda Koerner, ESU Clay Stoldt, WSU Davood Askari, WSU Elaine Simmons, Barton CC Jason Sharp, Labette CC Jennifer Ball, Washburn JoLanna Kord, ESU Kim Zant, Cloud County CC Lisa Kirmer, FHTC Marc Malone, Garden City CC Monette DePew, Pratt CC Remy Lequesne, KU Shawnee Hendershot, PSU Steve Loewen, FHTC Tiffany Evans, Colby CC	Aron Potter, Coffeyville CC Carter File, Hutchinson CC Corey Isbell, NCKTC Debbie Phelps, Cowley CC Heather Morgan, KACCT Jean Redeker, KU Jennifer Brown, NCKTC JuliAnn Mazachek, Washburn Kim Withroder, MATC Laurel Littrell, K-State Melinda Roelfs, PSU Natalie Alleman, JCCC Ryan Ruda, Garden City CC Shirley Lefever, WSU Tom Nevill, Butler CC	Amber Knoettgen, Cloud County CC Chuck Taber, KSU Cynthia Johnson, KU George Arasimowicz, ESU James Genandt, MATC Jane Holwerda, Dodge City CC Jill Arensdorf, FHSU Jerry Pope, KCKCC Linnea GlenMaye, WSU Marlon Thornburg, Coffeyville CC Michelle Schoon, Cowley CC Niya McAdoo, KU Rex Cheever, Hutchinson CC Sharon Kibbe, Highland CC Taylor Crawshaw, Independence CC

Roll call was taken for members and presenters.

Approval of Minutes

Regent Schmidt moved to approve the September 15, 2021 meeting minutes, and Regent Rolph seconded the motion. With no corrections, the motion passed.

Consent Items

- Crystal Puderbaugh presented the conditional certificate of approval for National American University (NAU). One of the roles of the Board is to regulate private and out-of-state institutions under the Kansas Private and Out-of-State Postsecondary Educational Institutional Act. When NAU submitted its annual application to renew its certificate of approval, KBOR staff identified its financial statements did not meet minimum requirements. KBOR staff believe it is in the best interest to issue NAU a conditional certificate of approval to protect current and future Kansas students. In addition to requiring NAU to submit a financial improvement plan and quarterly financial statements, Crystal provided three additional options for

consideration. The additional stipulations include prohibiting NAU from enrolling new Kansas residents, requiring a teach-out plan for current Kansas students, and requiring additional bonding. Imposing these conditions rather than revoking NAU's renewal allows them to continue serving current Kansas students. Crystal clarified that if NAU cannot meet any of the conditions agreed upon, such as providing the requested bond amount, then BAASC would revisit revoking its certificate. Regents discussed the potential options, and Natalie Yoza, KBOR Associate General Counsel, provided clarifications.

Regent Kiblinger moved, and Regent Rolph seconded, to place on the Board consent agenda a recommendation to issue a conditional certificate of approval to NAU that includes a financial improvement plan, quarterly financial statements, and all three of the additional requirements as listed:

- Prohibit NAU from any new enrollments of Kansas residents until NAU meets the minimum financial requirements.
- Require a teach-out plan and listing of currently enrolled Kansas students, the program in which each student is enrolled, and the anticipated graduation date.
- Require additional bonding in an amount reasonable to protect Kansas students in the event of a closure.

Regent Schmidt requested the item be placed on the Board discussion agenda.

Regent Kiblinger amended her motion to place the item on the discussion agenda, and Regent Rolph agreed to the amendment. The amended motion passed unanimously through a roll call vote.

- Shirley Lefever presented two new WSU programs for approval: MS in Athletic Training and MS in Materials Engineering. Clay Stoldt, Interim Dean, provided an overview of the MS in Athletic Training. Several universities confirmed they have also shifted to master-level programs. Davood Askari, Associate Professor, provided an overview of the MS in Materials Engineering. It was noted there are no other similar programs within the regent system.

Regent Schmidt moved to place the two WSU new programs onto the Board consent agenda for approval. Following the second of Regent Rolph, the motion passed unanimously through a roll call vote.

AY 2020 Performance Reports

Sam Christy-Dangermond presented the AY 2020 Performance Reports for review and provided information on the performance funding process. Performance Agreement information can be found at https://www.kansasregents.org/academic_affairs/performance-agreements.

Performance reports from the following eleven institutions were presented. Each is eligible to receive 100% of any new legislative funding in July 2022, based on achieving at least four out of six indicators:

- Kansas State University
- Pittsburg State University
- Washburn University
- Colby Community College
- Cowley Community College
- Garden City Community College
- Hutchinson Community College
- Johnson County Community College
- Flint Hills Technical College
- Manhattan Area Technical College
- North Central Kansas Technical College

Institutional representatives provided a summary of their reports, and the Regents asked follow-up questions.

Regent Winter moved to approve the eleven institutions to receive 100% of any new funding for which they are eligible in 2022. Following the second of Regent Rolph, the motion passed unanimously through a roll call vote.

Adjournment

The next BAASC meeting is scheduled for November 17, 2021, at 10:30 a.m.

Regent Schmidt moved to adjourn the meeting, and Regent Kiblinger seconded. With no further discussion, the meeting adjourned at 10:53 a.m.

AGENDA

**Fiscal Affairs and Audit Standing Committee
Wednesday, November 17, 2021
10:15 am
Board Room at Kansas Board of Regents Office**

I. Old Business

- A. Approve minutes of September 15, 2021 committee meeting
- B. Follow up on issues raised during the teleconference call regarding FAA items on the Board's agenda and any other questions/clarifications

II. New Business

- A. Board Agenda Items under Fiscal Affairs
- B. State University Faculty Salary Comparisons
- C. **FAA 22-01** Receive Overview of Board of Regents Budget
- D. Capital Renewal Initiative (standing item)
- E. Audits for committee review and discussion (standing item)
- F. Other Committee Business

III. Other Committee Items of Consideration

Next meeting dates:

November 30 – 11:00 am, Agenda planning conference call

December 15 – 10:15 am Committee Meeting, Board Office, Topeka

January 4 – 11:00 am, Agenda planning conference call

January 19 – 10:15 am Committee Meeting, Board Office, Topeka

AGENDA

**Board Governance Committee
Wednesday, November 17, 2021
9:00 – 10:00
Kathy Rupp Conference Room**

I. APPROVE MINUTES FROM September 15, 2021

II. CONSIDER 2021-2022 GOVERNANCE COMMITTEE TOPICS

- A. GOV 22-10**, Review proposed revisions to Board policy not being worked by another Board Committee
 - 1. Policy for naming or renaming buildings, facilities, and campuses
 - 2. Policy for out-of-state travel approval
- B. GOV 22-03**, Oversee Rollout of Board Free Speech Guidance; discuss guidance for universities for May/June presentations to the Board
- C. GOV 22-04**, Review CEO assessment process and evaluation tool; Board Goal 6, aligning CEO evaluation tool with state university CEO goals
- D. GOV 22-01**, Oversee unified communication and advocacy plan for all sectors of the higher education system; unified budget request

III. OTHER BUSINESS

- A.** Discuss KBOE request to review service area policy and recent superintendent survey

IV. NEXT MEETING DATES

- A.** December 15
- B.** January 19

MINUTES

GOVERNANCE COMMITTEE September 15, 2021 Minutes

The Kansas Board of Regents Governance Committee met on Wednesday, September 15, 2021. Regent Harrison-Lee called the meeting to order at 8:45 a.m. Proper notice was given according to law.

Members Present: Cheryl Harrison-Lee, Chair
Bill Feuerborn
Jon Rolph

MINUTES

Regent Feuerborn moved to approve the minutes of June 16, 2021. Regent Rolph seconded, and the motion carried.

AGENDA TOPICS, AND CALENDAR FOR UPCOMING YEAR

General Counsel Julene Miller reviewed the proposed agenda topics for the year along with the proposed schedule. It was noted that the schedule is fluid and can be changed as needed. Regent Feuerborn moved to approve the agenda topics and schedule. Regent Rolph seconded, and the motion carried.

BOARD MEMBER CONFLICT OF INTEREST DISCLOSURE

General Counsel Miller reviewed the conflict of interest statements of the Board members and noted that Regent Ice made an additional disclosure that he serves as a member of the Board of Trustees of the Kansas State University Foundation and serves on the K-State Foundation Board, a non-controlled affiliated corporation of Kansas State University, which is not listed in the Board agenda materials. Regent Feuerborn moved to approve the staff recommendations regarding the disclosed conflicts. Regent Rolph seconded. The motion carried. General Counsel Miller noted that this item is on the Board's agenda for consideration, and she will note the Committee's approval of the recommendations.

CAMPUS SAFETY AND SECURITY MEASURES

Ronnie Grice, Kansas State University's Police Chief, presented KSU's request to eliminate the adequate security measures for any ticketed K-State Athletics event in Bramlage Coliseum with an anticipated attendance of less than 5,000 people. He noted that this is the same policy that the University of Kansas has in place for Allen Fieldhouse. Regent Feuerborn moved to approve, and Regent Rolph seconded. The motion carried.

General Counsel Miller stated that Wichita State University submitted updates to their Weapons Policy. The amendments comply with the recent statutory and Board policy changes. Regent Feuerborn moved to approve. Regent Rolph seconded, and the motion carried.

(WSU Policy filed with Official Minutes)

BOARD NAMING POLICIES

General Counsel Miller stated the Board has policies on naming academic units, naming buildings, and requesting legislation, each of which requires Board approval. The Board does not have a policy that specifically addresses changing a campus name, however the legal names of the universities are in Kansas statutes and would require legislation to make any changes. General Counsel Miller noted that when Kansas State requested to change its K-State Salina name to the K-State Polytechnic campus, the University had to go through the Board's legislative process. The Committee discussed Kansas State's recent request to change the Polytechnic name, and Regent Harrison-Lee expressed her concern with a university using a new name before it is approved by the Board and

the Legislature. She would like the process clarified in Board policy so that the universities understand they are not to start using a new campus name until the Board has approved the change. President Flanders noted that using a new campus name before the Legislature has approved it could create issues for a university during the legislative process. Regent Feuerborn concurs that there needs to be clarifying language that spells out the process for the universities. Board staff will draft policy language for the Committee to review at its next meeting.

UNIVERSITY FREE EXPRESSION CERTIFICATES

General Counsel Miller stated last March and April the Board adopted its Statement on Free Expression and directives to the universities on how they were to implement the Board's Statements. One of the directives required each university to certify to the Board Governance Committee, by June 30, 2021, that the university has completed or is in the process of reviewing its policies and protocols related to free expression. General Counsel Miller stated that the six state universities submitted their certification by the deadline. General Counsel Miller stated the next step in the Board's process is to have the universities present a collection of their freedom of expression materials to the Board at the April or May 2022 meeting. She stated that she would like to gather feedback from the Regents at the November Governance Committee on how these presentations should be rolled out to the Board.

(University Certifications filed with Official Minutes)

STATE UNIVERSITY CEO SEARCH PROCESS

President Flanders stated the Board's policy on state university CEO searches was written to give the Board flexibility when determining the type of search to be conducted. Typically, the Board has chosen to form and charge a committee to conduct the first phase of the search. When forming the committee, the members have traditionally been identified by the committee chair and the Board President and CEO before being presented to the Board for final approval. President Flanders stated that it is his understanding that Board members would like to be more involved with the committee member selection process. Regent Feuerborn stated he would like the Regents to have an opportunity to review the proposed committee members and provide individual feedback to the Board Chair or Board President and CEO before it is presented for final approval. Regent Harrison-Lee believes it is important to get Board members involved in the selection process and noted that when the Board acts on the PSU search process on Thursday, she will recommend including language in the motion to make it clear that the Board appoints the committee members.

CONTRACT FOR EXTERNAL MANAGEMENT REVIEWS OF STATE UNIVERSITIES

Elaine Frisbie, Vice President of Finance and Administration, stated that external management reviews are required by Board policy to be conducted of certain state university discretionary funds at least every eight years, or when there is a change in chief executive officer of a state university. The previous contract with BKD, LLC has expired, and Board staff would like to begin the Kansas Department of Administration's procurement process to seek bidders for the contract. It was noted with the retirements of President Myers and President Scott, two external management reviews will need to be conducted in the near future. Vice President Frisbie stated that in order to avoid delays, Board staff requests authorization for the Board President and CEO to execute the proposed contract after the State of Kansas procurement process is finalized. Regent Rolph moved to approve, and Regent Feuerborn seconded. The motion carried.

CONTRACT FOR MANAGEMENT OF SERVICE OBLIGATION SCHOLARSHIPS WITHIN THE BOARD'S STUDENT FINANCIAL ASSISTANCE UNIT

Kelly Oliver, Senior Director of Finance and Administration, presented the contract with Heartland-ECSI for the management of the service obligation scholarship programs with the Board's Student Financial Assistance (SFA) unit. The SFA unit administers seven service obligation scholarship programs. Students who do not complete the service obligation are required to repay the funding they receive plus interest. Director Oliver stated the Board Office has contracted with Heartland-ECSI, a well-respected loan servicer, since 2009 and would like to renew the contract for five years. She also noted that the University of Kansas uses ECSI, and the Board Office would

utilize the rates negotiated in the KU contract. Regent Rolph moved to authorize the Board President and CEO to execute the contract. Regent Feuerborn seconded, and the motion carried.

BUILDING A FUTURE

President Flanders stated the Board's strategic plan, *Building a Future*, was developed to be flexible so that metrics and strategies to achieve metrics can be added or revised as the higher education system evolves. At Thursday's Board meeting, President Flanders will present ideas on how the Board could incorporate an attainment goal and expand the role of the Facilities Capital Reviewal Initiative into the plan. He also believes the Board may want to add a statement on its commitment to keeping tuition and fee rates low while also acknowledging that its commitment is dependent upon the level of state support.

ADJOURNMENT

Regent Harrison-Lee adjourned the meeting at 9:21 a.m.

AGENDA

**System Council of Presidents
Kansas Board of Regents
November 17, 2021
10:30 a.m.
Kathy Rupp Conference Room and Zoom**

1. Approve minutes of September 15, 2021 meetings
2. Report from System Council of Chief Academic Officers: Dr. Mickey McCloud
3. Discuss service areas and concurrent enrollment
4. Discuss faculty credentialing and its impact on offering concurrent enrollment courses
5. Discuss the impact of the proposed amendment which will change the Board policy definition of a baccalaureate degree
6. Other matters

MINUTES

**System Council of Presidents Kansas Board of Regents
September 15, 2021
1:33 p.m.**

Members Present:

President Tisa Mason, Fort Hays State University – Co-Chair; President Alysia Johnston, Fort Scott Community College – Co-Chair; Chancellor Douglas Girod, University of Kansas; President Jerry Farley, Washburn University; President Richard Myers, Kansas State University; President Rick Muma, Wichita State University; President Steve Scott, Pittsburg State University; President Allison Garrett, Emporia State University; President Jim Genandt, Manhattan Technical College.

1. President Farley moved that the minutes from the June 16, 2021 meeting be approved. Following the second of Chancellor Girod, the motion carried.
2. Report from System Council of Chief Academic Officers: Dr. Mickey McCloud
 - Kansas Core Outcomes Groups Conference (KCOG) is scheduled to meet on October 8, 2021.
 - Board staff provided an update on the Apply Kansas Initiative, which is our annual statewide campaign in which high schools conduct events to help seniors apply to college with their peers and with help, guidance and a cheering squad from school staff, local community supporters, and post-secondary volunteers. These events typically take place in October.
 - This year’s Tilford Conference is scheduled for October 18, 2021.
3. Discuss advocating for the simplification of the FAFSA form: Vanessa Flipse, FHSU Financial Aid Director

FAFSA Simplification

- Consolidated Appropriations Act 2021 – Federal Legislation

Changes

- Need Analysis
 - Expected Family Contribution (EFC) replaced by Student Aid Index (SAI).
 - SAI
 - Can be set as low as \$1,500.
 - Negative SAI allows for packaging above cost of attendance.
 - Pell Grant maximum and minimum awards
 - Calculation changed to include the SAI rather than the EFC.
 - Low income students will be excluded from answering further asset information.
- Drug Conviction and Selective Service Registration
 - Students with drug convictions and males who have not registered with selective service will be eligible for TIV aid starting in 2021-22.
 - These questions will be removed from the FAFSA by 2023-24.
- Subsidized Usage Limit Applies (SULA)
 - Students will be allowed to receive subsidized Direct Loans for more than 150% of their published program length.
- Professional Judgement
 - Conditions for awarding a dependent student an unsubsidized loan without requiring the parents to fill out the FAFSA will now include one of two conditions.
 - Schools must have a PJ process in place.

- Provisional Independent Status
 - Dependent students can complete the FAFSA as provisional independent when certain situations exist.
 - Institution must still determine dependency status based on documentation student provides.
 - Allows student to see projected Pell amount when FAFSA is complete.
- Unaccompanied Homeless Youth
 - In determining independent status for unaccompanied homeless youth, FA administrators may accept documentation of a FA administrator at another institution who documented the student's circumstances in a prior award year.
- Cost of Attendance
 - The Secretary of Education has authority to regulate all COA components except tuition and fees.
 - Institutions are required to make publicly available a list of all the elements of the COA and to disclose the figures on any portion of the website describing tuition and fees.
- Pell Grant Eligibility Restoration
 - Restores lifetime eligibility for students who could not complete a program due to
 - Institution closing
 - Students falsely certified as eligible to receive federal financial aid
 - Or, whose loans were discharged in a successful borrower defense claim
- Data Sharing
 - Applicants and anyone who provides information on the FAFSA will be asked to provide approval for data sharing of certain information.
 - Authorization for the school to disclose tax information to implement the FUTURE Act.
 - Section 483(a)(3): institutions can use FAFSA information, but not tax information, for research that doesn't release personally identifiable information for purposes of promoting college attendance, persistence, and completion.
- Pell for Incarcerated Students

Implementation Timeline and Impacts

- Changes to the FAFSA will be implemented in a phased approach
 - Changes will be phased and are to be completed by aid year 2024-25 – one year later than the statutory deadline of 2023-24.
 - When implemented the FAFSA Simplification Act will:
 - CONS:
 - (SAI) take a while to adjust to and might be confusing for families.
 - Could lead to longer time to graduation resulting in larger debt for certain students (Repeal of SULA).
 - PROS:
 - Better target Pell dollars for low income families.
 - Allows for early awareness of potential Pell eligibility.
 - Allows need-based students to borrow subsidized loans longer.
 - Simplifies the application process for all applicants.
 - Eases restrictions to allow for more efficient awarding of funds.
4. Review the draft Board Goals for 2021-2022
- The Council reviewed the proposed goals.

5. Discuss the system impact of the Kansas Promise Scholarship Act
 - The members discussed how to strengthen university and college partnerships so that students who are participating in the Promise Act know about educational opportunities at the university level.
6. Being no further business meeting adjourned at 2:12 p.m.

AGENDA

**Council of Presidents
Kansas Board of Regents
November 17, 2021
11:00 a.m. or adjournment of SCOPs
Kathy Rupp Conference Room and Zoom**

1. Approve minutes of September 15, 2021 meetings
2. Discuss and act on KSU's proposal for an Associate of Applied Science in Unmanned Aircraft Systems:
Daniel Archer
3. Report from Council of Chief Business Officers: Mike Barnett
4. Report from Council of Chief Academic Officers: Dr. Jill Arensdorf
5. Report from Council of Student Affairs Officers: Dr. Teresa Clouch filling in for Dr. Joey Linn
6. Report from Council of Government Relations Officers: Joe Bain
7. Report from Council of Diversity Officers: Dr. Teresa Clouch
8. Other matters

MINUTES

**Council of Presidents Kansas Board of Regents
September 15, 2021
2:19 p.m.**

Members Present:

President Tisa Mason, Fort Hays State University – Chair; Chancellor Douglas Girod, University of Kansas; President Richard Myers, Kansas State University; President Rick Muma, Wichita State University; President Steve Scott, Pittsburg State University; President Allison Garrett, Emporia State University.

1. President Muma moved that the minutes from the June 16, 2021 meeting be approved. Following the second of President Garrett, the motion carried.
2. Report from Council of Chief Business Officers: Mike Barnett
 - As a result of the governor’s executive order, the Council of HR Directors has recommended to the Council of Business Officers an amendment to the current KBOR policy detailing extended parental leave. This item is currently on the Board agenda for the September meeting. The recommendation is to increase the available leave by 33% from 4 weeks to 6 weeks for the primary care giver with leave for the secondary care giver going from 3 weeks to 4 weeks. COBO used the previous calculation of cost under the Collyer executive order and added 33% increasing the estimated cost to \$333,000 to the system, an increase of \$83,000 from \$250,000 original estimate. It is difficult to determine a true additional cost given the uncertainty of hiring to supplement during times when leave is being used. Most likely the added cost would show when the employee departs the system and is paid for accrued leave.
COBO recommends approval. COPS approved.
 - COBO and board staff continue discussion concerning the required budget allocation ultimately providing 2% of replacement value to our annual budgets specifically for deferred and other maintenance issues. Board staff is committed to continued discussion ultimately defining what can be included in the annual budget allocation. Items such as existing maintenance expenditures, personnel costs related to maintenance, and costs related to maintaining the Gordian (previously Accruent) data base.
 - COBO also discussed the added cost of expanding the space utilization study and the Gordian agreement. \$595,000 will be allocated from the EBF remaining balance to provide funding.
 - Property insurance cost increased by approximately 13%. No word to date about added SPARK funding availability.
3. Report from Council of Chief Academic Officers: Dr. Jill Arensdorf
 - COCAO first readings for:
 - AAS in Unmanned Aircraft Systems – K-State
 - MS in Aeronautics – K-State
 - COCAO approved second readings for:
 - MS in Athletic Training – WSU
 - MS in Materials Engineering – WSU
 President Scott moved that the second readings be approved. Following the second by President Myers, the motion carried.
 - COCAO also approved requests for:
 - Name Change of the MS and PhD in Environmental Engineering to the MS and PhD in Environmental & Water Resources Engineering – KU

- Name Change of the MS and PhD in Environmental Science to the MS and PhD in Environmental & Water Resources Science – KU
 - Consolidate the BA and BGS in Classics and Classical Languages with the BA and BGS in Classical Antiquity resulting in the BA and BGS Classics – KU
 - Name Change of MA in Classics & Classical Languages to MA in Classics – KU
 - Consolidate the Department of Psychology and the Department of Instructional Design & Technology, resulting in the Department of Psychology, Learning Science & Instructional Technology – ESU
 - Name Change of BS in General Human Ecology to BS in Integrative Human Sciences – K-State
4. Report from Council of Student Affairs Officers: Dr. Joey Linn
 - Regent Allen Schmidt attended the meeting along with individuals from AmeriCorps/Vista to update the vice presidents on the many benefits of the VISTA program. Each vice president will connect with their respective campuses to make sure students are educated about the benefits of this program and the application process.
 - Discussion surrounding the newly developed social media policy at Kansas State University. Dr. Lane explained the process and protocols followed for the development of the policy and sent everyone the document for their review or use.
 - Brief discussion on any potential issues with work from home employees. Procedures are in place at each institution for those individuals who request the opportunity to work from home.
 - COVID-19/Mask – Everyone is feeling relatively good at this point of the semester regarding cases on campus and procedures in place.
 - Discussion took place regarding the hourly wage of student employees on our campuses. Data will be collected and submitted to the group in summary.
 - Informational item: “The Proposal for a Student Healthcare Task Force” along with the “Tuition Work Group” - pertaining to residency for fee purpose was brought to everyone’s attention in case they have not seen the documents.
 5. Report from Government Relations Officers: Joe Bain
 - Government Relations officers are largely monitoring things on campus these first few weeks of the fall semester and many are meeting with their local legislators. These early contacts should be helpful in directing the conversation as the legislative priorities of the Board of Regents are finalized.
 - The community colleges are working with Senator Baumgardner and the Board staff on language for the Promise Act trailer bill.
 - Discussed the Board’s Appropriations Request and noted that need-based aid, deferred maintenance, maintenance of effort, and SPARK funding requests will likely be budgetary areas of focus for the upcoming session.
 6. Report from Council of Diversity Officers: Dr. Teresa Clouch
 - The 2021 Tilford Conference on Diversity and Multiculturalism will be in person, on Monday, October 18 at the University of Kansas.
 - Round table discussions with the community college and technical college representatives who are doing diversity, equity, inclusion, and belonging work on their respective campuses are ongoing.
 7. Report from University Staff Senate:
 - Received updated report on UPS/USS Climate Survey being conducting by the Docking Institute and set to deploy mid-spring semester.
 8. Other Matters

- The council expressed concerns about the board goal on the student health centers.
9. Being no further business meeting adjourned at 3:01 p.m.

AGENDA

**KANSAS BOARD OF REGENTS
SYSTEM COUNCIL OF CHIEF ACADEMIC OFFICERS
Wednesday, November 17, 2021
8:30 – 9:00 a.m.**

The System Council of Chief Academic Officers (SCOCAO) will meet virtually via Zoom. Meeting information will be sent to participants via email, or you may contact arobinson@ksbor.org.

I. Call to Order

Mickey McCloud, Co-Chair

- A. Roll Call and Introductions
- B. Approval of Minutes from September 15, 2021

II. Transfer and Articulation Council (TAAC) Update

Tiffany Bohm

III. Other Matters

- A. KCIA Update
- B. Updated Placement/Assessment Guidelines
- C. Updated Credit for Prior Learning (CPL) Guidelines
- D. 2022 OER Summit Information and OER Update

Mickey McCloud
Samantha Christy-
Dangermond
Tara Lebar
Tara Lebar

[Link](#)

[Link](#)

IV. Next SCOCAO Meeting – Virtually – December 15, 2021

- A. College Advising Corps
- B. Kansas Micro-Internships (KMI) Program Update

V. Adjournment

MINUTES

System Council of Chief Academic Officers MINUTES Wednesday, September 15, 2021

The September 15, 2021 meeting of the System Council of Chief Academic Officers was called to order by Co-Chair Mickey McCloud at 8:30 a.m. The meeting was held through Zoom.

In Attendance:

Members:	Mickey McCloud, JCCC	Michelle Schoon, Cowley CC	Aron Potter, Coffeyville CC
	Jill Arensdorf, FHSU	George Arasimowicz, ESU	Barbara Bichelmeyer, KU
	Chuck Taber, K-State	Howard Smith, PSU	JuliAnn Mazachek, Washburn
	Shirley Lefever, WSU	Jerry Pope, KCKCC	Daniel Archer, KBOR
Staff:	Karla Wiscombe	Amy Robinson	Sam Christy-Dangermond
	Tara Lebar	Cindy Farrier	April Henry
	Marti Leisinger	Lisa Beck	Hector Martinez
Others:	Adam Borth, Fort Scott CC	Cindy Hoss, Hutchinson CC	Clay Stoldt, WSU
	Davood Askari, WSU	Elaine Simmons, Barton CC	Jane Holwerda, Dodge City CC
	Jan Twomey, WSU	Janet Stramel, FHSU	Jason Sharp, Labette CC
	Jean Redeker, KU	Jennifer Ball, Washburn	Joan Brewer, ESU
	Kim Morse, Washburn	Kim Krull, Butler CC	Kim Zant, Cloud County CC
	Linnea GlenMaye, WSU	Laurel Littrell, K-State	Lisa Blair, NWKTC
	Mark Faber, FHSU	Monette DePew, Pratt CC	Rich Bomgardner, WSU
	Robert Klein, KUMC	Sarah Leftwich, WSU Tech	Sharon Kibbe, Highland CC
	Shelly Gehrke, ESU	Mike Strohschein, Washburn	Tiffany Bohm, KCKCC
	Tom Nevill, Butler CC	Alysia Starkey, K-State	Jennifer Roberts, KU

Co-Chair Mickey McCloud welcomed everyone. Roll call was taken for members and presenters.

Approval of Minutes

Barbara Bichelmeyer moved to approve the June 16, 2021 meeting minutes, and Aron Potter seconded the motion. With no corrections, the motion passed.

Transfer and Articulation Council (TAAC) and 2021 Kansas Core Outcomes Group (KCOG) Conference Update

Tiffany Bohm and Linnea GlenMaye provided the update. This year, there will be 13 review and 6 new courses at the 2021 KCOG conference held virtually on October 8 hosted by WSU. The deadline to register for the conference is September 17. If the 6 new courses are approved, this will bring our total number of systemwide transfer courses to 114. While more than one faculty can register per course, only one vote will be recorded per institution, and a yes vote is recorded when there is no faculty representative. Based on feedback from last year's conference, all courses will be conducted virtually this year, with no group meeting via email. Information about the KCOG has been posted at https://www.kansasregents.org/academic_affairs/transfer-articulation/annual-kcog-conference.

Confirm Meeting Schedule

The Council confirmed they would not meet in October due to the Board campus-only visit. The meeting schedule is provided on page 2 of the agenda.

Apply Kansas Update

Tara Lebar presented an Apply Kansas update. Her information included background information and focused on the upcoming Apply Kansas College Application Month in October and related campaign events. The goal is to increase the number of students who apply to college early in the fall of their senior year and specifically focuses on supporting students of color, low-income, first-generation, and others who may not otherwise apply to college. Apply Kansas has three required components:

1. Create an event with at-risk students in mind.
2. Collect summary data from all seniors participating in Apply Kansas.
3. Celebrate all completed applications.

CAO's can help with this initiative by recruiting and encouraging all Kansas high schools to register as an Apply Kansas school, offering to volunteer or send admission representatives to events, and following and engaging with Apply Kansas on social media, including the use of the hashtag #ApplyKS.

Performance Report Update

Sam Christy-Dangermond provided the update. BAASC is reviewing the AY 2020 Performance Reports this fall. On August 31, BAASC approved 12 reports at the 100% funding level. On November 2, BAASC plans to review 11 reports which qualify for 100%. On November 30, BAASC plans to review 9 reports that qualify for less than 100% of funding, and these institutions will present their cases to move to the next funding level. If this timeline is kept, the full Board will review and potentially approve all reports in December or January.

Next Meeting

Mickey McCloud noted a poll would be sent shortly to determine the next KCIA meeting date. He also reminded everyone the virtual 2021 KCOG Conference is October 8, and the virtual 2021 Michael Tilford Conference on Diversity and Multiculturalism is on October 18.

The next SCOCAO meeting is scheduled for November 17, 2021, at 8:30 a.m.

Adjournment

Michelle Schoon moved to adjourn the meeting, and JuliAnn Mazachek seconded the motion. With no further discussion, the motion passed. The meeting adjourned at 8:58 a.m.

AGENDA

**KANSAS BOARD OF REGENTS
COUNCIL OF CHIEF ACADEMIC OFFICERS
VIRTUAL MEETING AGENDA
Wednesday, November 17, 2021
9:00 a.m. – 10:00 a.m.
or upon adjournment of SCOCAO**

The Council of Chief Academic Officers (COCAO) will meet virtually via Zoom. Meeting information will be sent to participants via email, or you may contact arobinson@ksbor.org.

- | | |
|---|--|
| I. Call to Order | Shirley Lefever, Chair |
| A. Roll Call | |
| B. Approve Minutes from September 15, 2021 | |
| II. First Readings | |
| A. BS/BAS in Project Management – KU | Barbara Bichelmeyer |
| B. M.Eng. in Electrical Engineering & Computer Science – KU | Barbara Bichelmeyer |
| C. Doctorate in Advanced Social Work Practice (DSW) – KU | Barbara Bichelmeyer |
| III. Second Readings | |
| A. AAS in Unmanned Aircraft Systems – K-State | Chuck Taber |
| B. MS in Aeronautics – K-State | Chuck Taber |
| IV. Other Requests | |
| A. Revisions to Spoken English Language Policy – KU | Daniel Archer &
Barbara Bichelmeyer |
| B. Act on Request for Name Change for BBA in General Business to BBA in Business Administration – WSU | Shirley Lefever |
| V. Council of Faculty Senate Presidents Update | Janet Stramel, FHSU |
| VI. Other Matters | |
| A. Discuss Opportunities (new degree programs, partnerships, strategic initiatives, etc.) that Universities are Considering or Planning to Pursue in the Future | COCAO Members |
| VII. Next COCAO Meeting – Virtually – December 15, 2021 | |
| A. New Program Approvals | |
| VIII. Adjournment | |

MINUTES

Council of Chief Academic Officers MINUTES

Wednesday, September 15, 2021

The September 15, 2021, meeting of the Council of Chief Academic Officers was called to order by Chair Jill Arensdorf at 8:59 a.m. The meeting was held through Zoom.

In Attendance:

Members:	Shirley Lefever, WSU Chuck Taber, K-State Barbara Bichelmeyer, KU	Jill Arensdorf, FHSU George Arasimowicz, ESU Howard Smith, PSU	Robert Klein, KUMC JuliAnn Mazachek, Washburn Daniel Archer, KBOR
Staff:	Karla Wiscombe Tara Lebar Marti Leisinger	Amy Robinson Cindy Farrier Lisa Beck	Sam Christy-Dangermond April Henry Hector Martinez
Others:	Mickey McCloud, JCCC Jerry Pope, KCKCC Clay Stoldt, WSU Davood Askari, WSU Jan Twomey, WSU Jean Redeker, KU Kim Morse, Washburn Linnea GlenMaye, WSU Mark Faber, FHSU Robert Klein, KUMC Shelly Gehrke, ESU Tom Nevill, Butler CC	Michelle Schoon, Cowley CC Alysia Starkey, K-State Cindy Hoss, Hutchinson CC Elaine Simmons, Barton CC Janet Stramel, FHSU Jennifer Ball, Washburn Kim Krull, Butler CC Laurel Littrell, K-State Monette DePew, Pratt CC Sarah Leftwich, WSU Tech Mike Strohschein, Washburn	Aron Potter, Coffeyville CC Adam Borth, Fort Scott CC Jennifer Roberts, KU Jane Holwerda, Dodge City CC Jason Sharp, Labette CC Joan Brewer, ESU Kim Zant, Cloud County CC Lisa Blair, NWKTC Rich Bomgardner, WSU Sharon Kibbe, Highland CC Tiffany Bohm, KCKCC

Jill Arensdorf welcomed everyone. Roll call was taken for members and presenters.

Approval of Minutes

Howard Smith moved to approve the June 16, 2021 meeting minutes, and Chuck Taber seconded the motion. With no corrections, the motion passed.

1st Readings

Chuck Taber and Alysia Starkey presented the first readings for the following K-State programs:

1. Associate of Applied Science in Unmanned Aircraft Systems
2. Master of Science in Aeronautics

Chuck discussed letters of support and concern received regarding the AAS in Unmanned Aircraft Systems. This program will also be discussed at a special meeting of the Technical Education Authority (TEA) later in the day. TEA will provide a recommendation to the Board regarding the proposal.

Both programs will be up for a second reading and vote at the next COCAO meeting.

2nd Readings

- Shirly Lefever, Rich Bomgardner, and Clay Stoldt presented the WSU second reading for the Master of Science in Athletic Training. Howard Smith moved to approve the MS in Athletic Training program as presented, and Chuck Taber seconded the motion. With no further discussion, the motion passed unanimously through a roll call vote. This program will go to COPS for approval later in the day.
- Shirly Lefever, Davood Askari, and Jan Twomey presented the WSU second reading for the Master of Science in Materials Engineering. George Arasimowicz moved to approve the MS in Materials Engineering program as presented, and Chuck Taber seconded the motion. With no further discussion, the motion passed unanimously through a roll call vote. This program will go to COPS for approval later in the day.

Other Matters

Barbara Bichelmeyer presented the following KU requests for approval:

- Act on Request for Name Change of the MS and Ph.D. in Environmental Engineering to the MS and Ph.D. in Environmental & Water Resources Engineering
- Act on Request for Name Change of the MS and Ph.D. in Environmental Science to the MS and Ph.D. in Environmental & Water Resources Science
- Act on Request to Consolidate the BA and BGS in Classics & Classical Languages with the BA and BGS in Classical Antiquity, resulting in the BA and BGS in Classics
- Act on Request for Name Change of MA in Classics & Classical Languages to MA in Classics

Howard Smith moved to approve the four KU requests as presented, and Shirley Lefever seconded the motion. With no further discussion, the motion passed unanimously through a roll call vote.

George Arasimowicz and Joan Brewer presented the following ESU request for approval:

- Act on Request to Consolidate the Department of Psychology and the Department of Instructional Design & Technology, resulting in the Department of Psychology, Learning Science, & Instructional Technology

Chuck Taber moved to approve the ESU request as presented, and Shirley Lefever seconded the motion. With no further discussion, the motion passed unanimously through a roll call vote.

Chuck Taber presented the following K-State request for approval:

- Act on Request for Name Change of BS in General Human Ecology to BS in Integrative Human Sciences

Barbara Bichelmeyer moved to approve the K-State request as presented, and Howard Smith seconded the motion. With no further discussion, the motion passed unanimously through a roll call vote.

These approved requests will go to Blake Flanders, President and CEO, for final approval.

Council of Faculty Senate Presidents (COFSP) Update

Janet Stramel, FHSU Faculty Senate President, provided the update. The Council will be meeting for the first time later in the day, and they have breakfast with the Board the following morning. Janet noted they will be reviewing the Kansas Credit for Prior Learning (CPL) Guidelines. The Council also plans to discuss Covid-19 impacts on faculty tenure timelines and general education requirements.

Opportunities that Universities are Considering or Planning to Pursue in the Future

Howard Smith, PSU, provided information regarding their mergers and consolidation of departments. PSU is also looking at a Computer Science degree and a broader Business degree, possibly moving forward with proposals this fall.

Jill Arensdorf, FHSU, stated they would soon be bringing forward an MS in Computer Science which will be offered entirely online.

Adjournment

COCAO will not meet in October due to the Board campus visit. The next COCAO meeting is scheduled for November 17, 2021.

Barbara Bichelmeyer moved to adjourn the meeting, and Howard Smith seconded the motion. With no further discussion, the meeting adjourned at 9:40 a.m.

CURRENT FISCAL YEAR MEETING DATES

Fiscal Year 2022

Board of Regents Meeting Dates

July 27-29, 2021
 September 15-16, 2021
 November 17, 2021
 December 15-16, 2021
 January 19-20, 2022
 February 16-17, 2022
 March 16-17, 2022
 April 20, 2022 (FHSU)
 May 18-19, 2022
 June 15-16, 2022

Agenda Material Due to Board Office

August 25, 2021 at noon
 October 27, 2021 at noon
 November 23, 2021 at noon
 December 29, 2021 at noon
 January 26, 2022 at noon
 February 23, 2022 at noon
 March 30, 2022 at noon
 April 27, 2022 at noon
 May 25, 2022 at noon

MEETING DATES FOR FY 2023

Fiscal Year 2023

Meeting Dates

July/August 2022 – Budget Workshop/Retreat
 September 14-15, 2022
 October 19-20, 2022
 November 16-17, 2022
 December 14-15, 2022
 January 18-19, 2023
 February 15-16, 2023
 March 15-16, 2023
 April 19-20, 2023
 May 17-18, 2023
 June 14-15, 2023

COMMITTEES (2021-2022)

Cheryl Harrison-Lee, Chair
Jon Rolph, Vice Chair

Standing Committees

Academic Affairs

Shelly Kiblinger – Chair
 Jon Rolph
 Allen Schmidt
 Wint Winter

Fiscal Affairs and Audit

Mark Hutton – Chair
 Bill Feuerborn
 Carl Ice
 Cynthia Lane

Governance

Cheryl Harrison-Lee – Chair
 Bill Feuerborn
 Jon Rolph

Regents Retirement Plan

Cheryl Harrison-Lee – Chair

Board Representatives and Liaisons

Education Commission of the States	Cheryl Harrison-Lee
Postsecondary Technical Education Authority	Mark Hess Keith Humphrey Mike Johnson Rita Johnson
Midwest Higher Education Compact (MHEC)	Allen Schmidt Blake Flanders
Washburn University Board of Regents	Allen Schmidt
Transfer and Articulation Advisory Council	Shelly Kiblinger
Governor’s Education Council	Allen Schmidt
Advantage Kansas Coordinating Council	Cynthia Lane Shelly Kiblinger